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Sir:

Transmitted herewith for filing under 37 CFR 1.53(b) is a(n): ☒ Utility ( ) Design  
( ) original patent application,  
☒ continuation-in-part application

INVENTOR(S): Jeffrey Sampson, Paul Wolber

TITLE: Inhibition of Target-Mediated Cross Hybridization

Enclosed are:

- ☒ The Declaration and Power of Attorney. ( ) signed ☒ unsigned or partially signed  
☒ 20 sheets of drawings (one set) ( ) Associate Power of Attorney  
( ) Form PTO-1449 ( ) Information Disclosure Statement and Form PTO-1449  
( ) Priority document(s) ☒ (Other) Unexecuted Assignment (fee \$           )

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Joint

**APPLICATION  
FOR  
UNITED STATES LETTER PATENT**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

**BE IT KNOWN**, that We, Jeffrey Sampson and Paul Wolber have invented  
certain new and useful improvements in the **INHIBITION OF TARGET-**  
**MEDIATED CROSS HYBRIDIZATION**, which the following is a specification:

## INHIBITION OF TARGET-MEDIATED CROSS HYBRIDIZATION

The present patent application is a continuation-in-part of U.S.S.N. 09/358,141 filed on July 20, 1999 entitled "Method of Producing Nucleic Acid Molecules with Reduced Levels of Secondary Structure" the teachings of which are incorporated herein by reference.

### Background of the Invention

Naturally occurring ribonucleic acid (RNA) and deoxyribonucleic acid (DNA) molecules contain bases which are capable of forming base pairs through hydrogen bond interactions with complementary bases, according to the "Watson-Crick" scheme. In naturally occurring RNA, these bases are adenine (rA), uracil (rU), guanine (rG) and cytosine (rC). In naturally occurring DNA, these bases are adenine (dA), thymine (dT), guanine (dG) and cytosine (dC). According to the Watson-Crick scheme, adenine bases in a nucleic acid molecule form base pairs through two hydrogen bonds with thymine bases in DNA (A/T) and uracil bases in RNA (A/U). For G/C base pairs, guanine bases form base pairs through three hydrogen bonds with cytosine bases (G/C) in both DNA and RNA.

Where the nucleotide sequences permit, base pairing can form between two nucleic acid molecules (intermolecular) resulting in a double-helical structure. This can occur between two molecules of DNA, two molecules of RNA or between one molecule of DNA and one molecule of RNA. In addition, base pairs can form between two regions within a single molecule of DNA or RNA (intramolecular secondary structure) where the two regions contain complementary or substantially complementary sequences that permit the formation of base pairs. If two regions of complementarity in one molecule containing nucleotide sequences between them, hybridization of the two regions together results in the formation of a loop. Base pairing hybridization between two regions of complementarity results in a hairpin structure if there are few or no nucleotides between the two regions. In addition, nucleic acid molecules can form three-way junctions and four-way junctions.

Numerous methodologies in molecular biology, biochemistry and biophysics rely on the hybridization of a nucleic acid molecule to another nucleic acid molecule. These methods

include Southern and Northern blot hybridization, fluorescence in situ hybridization (FISH), gene-chip array technologies, and polymerase chain reactions (PCR). One goal of these techniques is to determine the presence and/or amounts of nucleic acid molecules containing nucleotide sequences of interest. In general, nucleic acid molecules are labeled with a detectable marker such as a radioactive or a fluorescent marker. After sequence-specific hybridization of two molecules (target and probe), the presence and/or levels of a sequence of interest is measured using the radioactive or fluorescent marker.

Error in the measurement of the amounts of nucleic acid molecules having sequences of interest occurs when target-target or probe-probe cross hybridization affects the measurement of target-to-probe hybridization. The problem of cross-hybridization is the undesirable binding of target-to-target or probe-to-probe nucleic acid molecules to each other, and affects all analytical methods that are based upon the specific binding of complementary nucleic acid sequences. For example, in DNA chip technology as depicted in Figure 14, sample nucleic acids (targets) can bind to surface-bound or solution probe sequences indirectly through hybridization to an intermediate molecule resulting in the incorrect identification of the probe sequence. Examples of cross hybridization include binding between two nucleic acid molecules with a low degree of complementary sequences and binding of a target sequence to another target sequence which already bound to a probe. Therefore, cross hybridization can lead to inaccurate measurements resulting from a target binding to a probe through an intermediate molecule instead of hybridizing directly to the probe.

The control of cross-hybridization is particularly important for methods that employ massively parallel arrays of hybridization probes (DNA microarray methods). Such arrays depend solely upon hybridization for specificity since there is no enzyme-based proofreading of duplexes as in methods based upon Sanger dideoxy sequencing or the polymerase chain reaction. In addition, the large number of probes reduces the ability to verify the specificity of all probe-target interactions.

Therefore, the accuracy of results obtained using DNA microarrays is greatly improved by minimizing cross-hybridization. Other applications that are affected by cross-

hybridization include solution hybridization methods (e.g. mRNA fluorescence in situ hybridization; FISH) and surface-bound oligonucleotide arrays (e.g. DNA array technology) for mutation detection (Chee, M., et al., (1996) *Science* 274, 610-614, Wang, et. al., *Science*, 280, 1077-1082) and gene expression assays (Lockart, D., et al., (1996) *Nat. Biotech.* 14, 1675-1680).

Cross-hybridization to nearly-complementary nucleic acid sequences can be controlled by using standard sequence homology search tools (e.g. BLAST) to avoid probe sequences that are close matched to many sequences potentially present in the sample of interest. However, the problem of indirect cross-hybridization in DNA microarray experiments has only recently been recognized, and is not solvable by homology methods. Indirect cross-hybridization arises when the intended target of a given probe serves as a bridge to another, unintended target (Figure 14). This phenomenon can occur at more than one point along the target nucleic acid chain, and gives rise to a cross-hybridization signal that is a nearly constant fraction of the specific target signal. Unfortunately, methods to reduce cross hybridization such as homology searching cannot ameliorate the problems associated with this form of cross-hybridization since such cross hybridization depends upon the sequence of the target, and not the probe.

Fragmentation of the target reduces cross hybridization to some degree since shorter targets offer fewer secondary sites for binding by another target molecule. However, fragmentation also decreases signal for detection of target molecules (e.g. if the target has been randomly labeled with a reporter molecule), and increases the complexity of sample preparation protocols. Fragmentation is particularly problematic in differential expression studies where two samples labeled with different reporter molecules must be reproducibly and identically fragmented.

Therefore, there is a need for methods that reduce the hybridization between target molecules (target-target) and hybridization between probe (probe-probe) molecules that affect the measurement of levels target-to-probe hybridization of nucleic acid molecules.

### Summary of the Invention

The present invention provides a system for the production of nucleic acid molecules (unstructured nucleic acids; UNA) with a reduced ability to hybridize to themselves and/or to hybridize to other UNAs while maintaining their ability to hybridize to naturally-occurring nucleic acid molecules or to non-UNA molecules. The present invention also provides for uses of UNAs.

In one aspect of the present invention, UNAs are synthesized enzymatically to produce UNA molecules having lengths greater than UNAs synthesized by current conventional chemical methodologies. UNAs have a reduced ability to hybridize to other UNAs as compared to the levels of hybridization between natural nucleic acid molecules having the same nucleotide base sequence. Moreover, UNAs of the present invention maintain the ability to hybridize to non-UNA molecules, preferably naturally-occurring nucleic acid molecules. Therefore, intermolecular hybridization between UNA molecules is reduced, but intermolecular hybridization between a UNA and a naturally-occurring nucleic acid molecule (or a non-UNA molecule) is maintained or even increased.

In another aspect of the present invention, UNAs are synthesized enzymatically with a reduced ability to hybridize to itself through formation of intramolecular hydrogen-bonded base pairs. These UNAs therefore having reduced levels of secondary structure. UNAs according to the present invention also include UNAs that have both reduced levels of secondary structure and reduced levels of intermolecular hybridization between UNAs.

In one embodiment of the present invention, a method of producing nucleic acid molecules with reduced levels of intermolecular base pairing is provided by incorporating nucleotides having modified bases such that complementary bases between two nucleic acid molecules have a reduced ability to form stable hydrogen bond base pairs. A modified base pair may comprise one modified base and one natural base, or it may comprise two modified bases. Preferably, modified bases are positioned in nucleic acid molecules of the present invention in sequence elements of substantially complementary sequence to reduce intermolecular base pairing. Also preferably, modified bases are capable of binding to another complementary base which is either modified or natural. Nucleic acid molecules of

the present invention are produced enzymatically.

In a particularly preferred embodiment, UNAs are produced by enzymatically incorporating the nucleotides 2-aminoadenosine (D), 2-thiothymidine (2-thioT), inosine (I), pyrrolo-pyrimidine (P), 2-thiocytidine, adenine (A), thymine (T), guanine (G), cytosine (C) and combinations thereof such that complementary sequences between at least two UNAs have a reduced ability to hybridize and form stable hydrogen bond base pairs. Any form of the nucleotides that can be enzymatically incorporated is within the scope of the present invention. Preferably, the nucleotide precursors are nucleotide triphosphates. In addition, UNAs maintain the ability to hybridize to a non-UNA or naturally-occurring nucleic acid molecule.

In yet another preferred embodiment, nucleic acid molecules of the present invention are produced by incorporating the nucleotides 2-aminoadenosine (D), 2-thiothymidine (2-thioT), guanine (G), cytosine (C) and combinations thereof such that 2-aminoadenosine is present in a first sequence element in a first nucleic acid molecule and 2-thiothymidine is present in a second sequence element in a second nucleic acid molecule substantially complementary to the first sequence element.

In yet another preferred embodiment, nucleic acid molecules of the present invention are produced by incorporating the nucleotides inosine (I), pyrrolo-pyrimidine (P), adenine (A), thymine (T), and combinations thereof such that inosine is present in a first sequence element in a first nucleic acid molecule and pyrrolo-pyrimidine is present in a second sequence element in a second nucleic acid molecule substantially complementary to the first sequence element.

In yet another preferred embodiment, nucleic acid molecules of the present invention are produced by incorporating the nucleotides 2-thiocytidine, guanine (G), adenine (A), thymine (T), and combinations thereof such that 2-thiocytidine is present in a first sequence element in a first nucleic acid molecule and guanine is present in a second sequence element in a second nucleic acid molecule substantially complementary to the first sequence element.

In yet another preferred embodiment, nucleic acid molecules of the present invention are produced by incorporating the nucleotides 2-aminoadenosine (D), 2-thiothymidine (2-

thioT), inosine (I), pyrrolo-pyrimidine (P), and combinations thereof such that complementary sequence elements between two nucleic acid molecules are unable to form stable base pairs.

In yet another preferred embodiment, nucleic acid molecules of the present invention are produced by incorporating the nucleotides 2-aminoadenosine (D), 2-thiothymidine (2-thioT), 2-thiocytidine, guanine (G), and combinations thereof such that complementary sequence elements between two nucleic acid molecules are unable to form stable base pairs.

In yet another preferred embodiment, UNAs having reduced levels of secondary structure are produced by enzymatically incorporating natural and modified nucleotides according to the teachings of the present invention. These natural and modified nucleotides included but are not limited to 2-aminoadenosine (D), 2-thiothymidine (2-thioT), inosine (I), pyrrolo-pyrimidine (P), 2-thiocytidine, adenine (A), thymine (T), guanine (G), cytosine (C) and combinations thereof such that complementary sequences within a nucleic acid molecule have a reduced ability to hybridize and form stable hydrogen bond base pairs.

In yet another preferred embodiment, UNAs in accordance with the present invention are produced enzymatically by an RNA polymerase, a DNA polymerase, a reverse transcriptase, a ribozyme or a self-replicating RNA molecule.

The present invention also provides for unstructured nucleic acid molecules (UNA) synthesized enzymatically having reduced levels of intermolecular cross hybridization and/or intramolecular hybridization relative to nucleic acid molecules of substantially identical nucleotide sequence having naturally occurring bases, wherein the UNA has at least one sequence element that is substantially complementary to a second sequence element in a second nucleic acid molecule or in itself, wherein the substantially complementary sequence elements have a reduced levels of hybridization, and wherein at least one of the two sequence elements is capable of hybridizing to a substantially complementary sequence in a non-UNA, a naturally-occurring nucleic acid molecule or a UNA having modified nucleotides that specifically permit hybridization.

In a preferred embodiment, nucleic acid molecules with reduced levels of cross hybridization comprises nucleotides are synthesized from nucleotide precursors selected from



the group consisting of: 2-aminodeoxyadenosine 5'-triphosphate, 2-thiodeoxythymidine 5'-triphosphate, deoxyinosine 5'-triphosphate, deoxypyrrrolopyrimidine 5'-triphosphate, 2-thiodeoxycytidine 5'-triphosphate, deoxyguanosine 5'-triphosphate, deoxycytidine 5'-triphosphate, deoxyadenosine 5'-triphosphate, deoxythymidine 5'-triphosphate, and combinations thereof.

In another preferred embodiment, nucleic acid molecules with reduced levels of cross hybridization are synthesized by an enzyme wherein the enzyme is selected from the group consisting of: an RNA polymerase, a DNA polymerase, a reverse transcriptase, a ribozyme, and a self-replicating RNA molecule.

In yet another preferred embodiment, nucleic acid molecules of the present invention with reduced levels of cross hybridization are at least 40 nucleotides in length.

In yet another preferred embodiment, nucleic acid molecules of the present invention with reduced levels of cross hybridization are at least 100 nucleotides in length.

In yet another preferred embodiment, nucleic acid molecules of the present invention with reduced levels of cross hybridization are at least 500 nucleotides in length.

In yet another preferred embodiment, nucleic acid molecules of the present invention with reduced levels of cross hybridization are used in applications including but not limited to ligase assays, polymerase extension assays, and nucleic acid arrays.

In yet another aspect, the present invention provides kits comprising nucleotide precursors, at least one enzyme capable of polymerizing the precursors into polynucleotide molecules, buffer solutions, and optionally containing nucleic acid arrays

In a preferred embodiment, the kit comprises the nucleotide precursors 2-aminodeoxyadenosine 5'-triphosphate, 2-thiodeoxythymidine 5'-triphosphate, deoxyinosine 5'-triphosphate, deoxypyrrrolopyrimidine 5'-triphosphate, 2-thiodeoxycytidine 5'-triphosphate, deoxyguanosine 5'-triphosphate, deoxycytidine 5'-triphosphate, deoxyadenosine 5'-triphosphate, deoxythymidine 5'-triphosphate, and combinations thereof; a DNA polymerase, or an RNA polymerase; buffer solutions and optionally a nucleic acid array.

### Definitions

Naturally occurring bases are defined for the purposes of the present invention as adenine (A), thymine (T), guanine (G), cytosine (C), and uracil (U). The structures of A, T, G and C are shown in Figure 1. For RNA, uracil (U) replaces thymine. Uracil (structure not shown) lacks the 5-methyl group of T. It is recognized that certain modifications of these bases occur in nature. However, for the purposes of the present invention, modifications of A, T, G, C, and U that occur in nature that affect hydrogen bonded base pairing are considered to be non-naturally occurring. For example, 2-aminoadenosine is found in nature, but is not a "naturally occurring" base as that term is used herein. Non-limiting examples of modified bases that occur in nature that do not affect base pairing and are considered to be naturally occurring included 5-methylcytosine, 3-methyladenine, O(6)-methylguanine, and 8-oxoguanine.

Nucleic acid bases may be defined for purposes of the present invention as nitrogenous bases derived from purine or pyrimidine. Modified bases (excluding A, T, G, C, and U) include for example, bases having a structure derived from purine or pyrimidine (i.e. base analogs). For example without limitation, a modified adenine may have a structure comprising a purine with a nitrogen atom covalently bonded to C6 of the purine ring as numbered by conventional nomenclature known in the art. In addition, it is recognized that modifications to the purine ring and/or the C6 nitrogen may also be included in a modified adenine. A modified thymine may have a structure comprising at least a pyrimidine, an oxygen atom covalently bonded to the C4 carbon, and a C5 methyl group. Again, it is recognized by those skilled in the art that modifications to the pyrimidine ring, the C4 oxygen and/or the C5 methyl group may also be included in a modified adenine. Derivatives of uracil may have a structure comprising at least a pyrimidine, an oxygen atom covalently bonded to the C4 carbon and no C5 methyl group. For example without limitation, a modified guanine may have a structure comprising at least a purine, and an oxygen atom covalently bonded to the C6 carbon. A modified cytosine has a structure comprising a pyrimidine and a nitrogen atom covalently bonded to the C4 carbon. Modifications to the purine ring and/or the C6 oxygen atom may also be included in modified guanine bases.

Modifications to the pyrimidine ring and/or the C4 nitrogen atom may also be included in modified cytosine bases.

Analogues may also be derivatives of purines without restrictions to atoms covalently bonded to the C6 carbon. These analogues would be defined as purine derivatives. Analogues may also be derivatives of pyrimidines without restrictions to atoms covalently bonded to the C4 carbon. These analogues would be defined as pyrimidine derivatives. The present invention includes purine analogues having the capability of forming stable base pairs with pyrimidine analogues without limitation to analogues of A, T, G, C, and U as defined. The present invention also includes purine analogues not having the capability of forming stable base pairs with pyrimidine analogues without limitation to analogues of A, T, G, C, and U.

Complementary bases are defined according to the Watson-Crick definition for base pairing. Adenine base is complementary to thymine base and forms a stable base pair. Guanine base is complementary to cytosine base and forms a stable base pair. The base pairing scheme is depicted in Figure 1. Complementation of modified base analogues is defined according to the parent nucleotide. Complementation of modified bases does not require the ability to form stable hydrogen bonded base pairs. In other words, two modified bases may be complementary according to identity of the modified base but may not form a stable base pair. Complementation of base analogues which are not considered derivatives of A, T, G, C or U is defined according to an ability to form a stable base pair with a base or base analogue. For example, a particular derivative of C (i.e. 2-thiocytosine) may not form a stable base pair with G, but is still considered complementary.

In addition to purines and pyrimidines, modified bases or analogues, as those terms are used herein, include any compound that can form a hydrogen bond with one or more naturally occurring bases or with another base analogue. Any compound that forms at least two hydrogen bonds with T (or U) or with a derivative of T or U is considered to be an analogue of A or a modified A. Similarly, any compound that forms at least two hydrogen bonds with A or with a derivative of A is considered to be an analogue of T (or U) or a modified T or U. Similarly, any compound that forms at least two hydrogen bonds with G or with a derivative of G is considered to be an analogue of C or a modified C. Similarly, any compound that forms

at least two hydrogen bonds with C or with a derivative of C is considered to be an analog of G or a modified G. It is recognized that under this scheme, some compounds will be considered for example to be both A analogs and G analogs (purine analogs) or both T/U analogs and C analogs (pyrimidine analogs).

A stable base pair is defined as two bases that can interact through the formation of at least two hydrogen bonds. Alternatively or additionally, a stable base pair may be defined as two bases that interact through at least one, preferably two, hydrogen bonds that promote base stacking interactions and therefore, promotes duplex stability.

A sequence element is defined as part or all of a polynucleotide molecule containing at least one nucleotide. Preferably, a sequence element contains at least three contiguous nucleotides. More preferably, a sequence element contains at least six contiguous nucleotides. Nucleic acid sequence is defined by the identity of the bases of nucleotides in a polynucleotide molecule.

“Sequence elements”: for purposes of the present invention, two sequence elements are considered substantially complementary if at least 50% of the nucleotide sequence in the two elements are complementary. Preferably, sequence elements are considered substantially complementary if at least 75% of the nucleotide sequence in the two elements are complementary. More preferably, sequence elements are considered substantially complementary if at least 85% of the nucleotide sequence in the two elements are complementary. Most preferably, sequence elements are considered substantially complementary if at least 95% of the nucleotide sequence in the two elements are complementary.

“Complementary precursors with a reduced ability to form base pairs” as used herein means that at least one of the nucleotides in a base pair is a derivative of a naturally occurring nucleotide that reduces the number of hydrogen bonds formed in the base pair. A “reduced ability to form a base pair” includes in its meaning “no ability to form a base pair.”

“Genomic DNA”: Genomic DNA is used herein to mean the DNA which is found in an organism's genome and passed on to offspring as information necessary for survival.

“Hybridization”: hybridization as used herein means the process in which single

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stranded nucleic acid molecules are allowed to interact with each other to form double stranded complexes wherein the two strands of a double stranded duplex have substantially complementary sequences. For UNAs of the present invention, a reduced ability to hybridize means that two nucleic acid molecules having substantially complementary sequences do not maintain a double stranded complex in a solution defined by a desired level of stringency.

Preferably, an ability of a single-stranded nucleic acid to hybridize to another single-stranded nucleic acid molecule having substantially complementary sequence to form a duplex means that the duplex is maintained under low-stringency conditions. More preferably, the duplex is maintained under moderate (or medium) stringency conditions. Most preferably, the duplex is maintained under high-stringency conditions. Therefore, a "reduced ability to hybridize" means that two complementary sequences that were capable of hybridization to form a duplex under a desired level of stringency, are therefore not capable of duplex formation at the same level (or lower level) of stringency after introduction of modified nucleotide bases according to the teachings of the present invention. In addition, regions of UNAs having a reduced level of hybridization may be capable of hybridization under lower levels of stringency. Regions of UNAs having a reduced level of hybridization may also be unable to form duplexes under any level of stringency.

In performing hybridization assays discussed in the present teachings, suitable hybridization conditions are well known to those of ordinary skill in the art. In addition, those skilled in the art are capable of adjusting hybridization conditions to achieve a desired level of hybridization between nucleic acid molecules. More experimental details are available by reviewing Ausubel et al. *Current Protocols in Molecular Biology*. John Wiley & Sons. New York. 1999; Sambrook et al., *Molecular Cloning: A Laboratory Manual*, Cold Spring Harbor Laboratory Press, Cold Spring Harbor, NY, 1989.

As non-limiting examples of solution conditions that define stringency, the concentrations of SSC (sodium chloride, sodium citrate) and SDS (sodium dodecyl sulfate) can be adjusted and generally range from 6x SSC to 0.1x SSC (from low to high stringency) and 2% SDS to 0.1% SDS (also from low to high stringency). Also increasing the temperature of hybridization will increase the stringency of the hybridization. Temperatures

for hybridization generally range from 42 degrees C (low stringency) to 70 degrees C (high stringency).

Preferred conditions for hybridization at varying stringency are provided as examples and are not limited to these conditions.

Low-stringency (6X SSC, 0.1% SDS) preferably at 42 degrees Celsius.

Moderate-stringency (0.5X SSC, 0.1% SDS) preferably at 55 degrees Celsius.

High-stringency (0.1X SSC, 0.1% SDS) preferably at 65 degrees Celsius.

“Messenger RNA”: messenger RNA (mRNA) is defined in the present application as single stranded RNA molecules that specify the amino acid sequence of one or more polypeptide chains. Synthesis of mRNA is carried out by an RNA polymerase from DNA and can be in vivo or in vitro. The information encoded by mRNA is translated during protein synthesis when ribosomes bind to the mRNA.

“Nucleotide precursors”: Nucleotide precursors as used herein means a nucleotide monomer that can be used to form a nucleic acid polymer. The process of forming a nucleic acid polymer can be chemical or enzymatic. Preferably the process is enzymatic. Preferred nucleotide precursors are nucleotide triphosphates that can be incorporated by a polymerase to form an oligonucleotide or polynucleotide molecule.

“Plasmid DNA”: Plasmid DNA as used herein means an independently replicating piece of DNA that can be transferred from one organism to another. Plasmid DNA can be linear or circular DNA molecules found in both procaryotic cells and eukaryotic cells capable of autonomous replication. Plasmid DNA includes artificially constructed DNA.

“Template”: a template as used herein means a nucleic acid molecule that can be used by a nucleic acid polymerase to direct the synthesis of a nucleic acid molecule that is complementary to the template according to the rules of Watson-Crick base pairing. For example, DNA polymerases utilized DNA to synthesize another DNA molecule having a sequence complementary to a strand of the template DNA. RNA polymerases utilize DNA as a template to direct the synthesis of RNA having a sequence complementary to a strand of the DNA template. DNA reverse transcriptases utilize RNA to direct the synthesis of DNA having a sequence complementary to a strand of the RNA template.

### Description of the Drawings

**Figure 1.** Base-pairing schemes for natural and modified nucleotide pairs. The bold X indicates the disruption of the natural hydrogen-bonding interaction.

**Figure 2.** A) DNA primer and template sequence used for the polymerase extension reaction. B) Phosphorimage of the 10% denaturing PAGE analysis of the polymerase extension reactions. The dNTP composition (A/D, T/S, G, C) and the polymerase present in each reaction are indicated. The positions of the  $^{32}\text{P}$ -labeled primer and 30-mer products are indicated by arrows.

**Figure 3.** A) The 6-mer DNA primer and template sequence used to test the incorporation of the 2-amino-2'-deoxyadenosine triphosphate in a polymerase extension reaction. B) Phosphorimage of the 20% denaturing PAGE analysis of the polymerase extension reactions. The dATP and dTTP concentrations present in each reaction are indicated. The positions of the  $^{32}\text{P}$ -labeled DNA 6-mer and 7-mer products are indicated by arrows. C) Graphic representation of the percentage of 6-mer DNA primer converted to 7-mer DNA product as a function of dNTP concentration.

**Figure 4.** A) The 6-mer DNA primer and template sequence used to test the incorporation of the 2-thiothymidine triphosphate in a polymerase extension reaction. B) Phosphorimage of the 20% PAGE analysis of the polymerase extension reactions. The dTTP and 2-thioTTP concentrations present in each reaction are indicated. The positions of the  $^{32}\text{P}$ -labeled DNA 6-mer and 7-mer products are indicated by arrows. C) Graphic representation of the percentage of 6-mer DNA primer converted to 7-mer product as a function of dNTP concentration.

**Figure 5.** A) The 6-mer DNA primer and template sequences used to test the incorporation of the 2-amino-2'-deoxyadenosine and 2-thiothymidine triphosphate in the polymerase

extension reaction. **B)** MALDI mass spectra of the polymerase extension reactions containing the indicated dNTP. Then m/z values for the 6-mer and 7-mer extension products are indicated. **C)** Table summarizing the predicted and measured m/z values for the 6-mer and 7-mer extension products.

**Figure 6.** The scheme for generating single-stranded polynucleotides using a primer/template- dependent polymerase extension reaction followed by digestion of the template DNA with  $\lambda$  exonuclease.

**Figure 7.** Analysis by 10% denaturing PAGE of the single-stranded polynucleotides containing the indicated nucleotides generated according to the scheme outlined in Figure 6. The positions of size marker dyes are indicated with arrows.

**Figure 8.** Predicted secondary structures for three related 56-polynucleotide sequences containing either the four natural (A, G, C, T) nucleotides or the 2-amino-2'-deoxyadenosine (D) and 2-thiothymidine (S) nucleotide substitutions.

**Figure 9.** Ultra-violet absorption spectra of the six purified polynucleotides depicted in Figure 8.

**Figure 10.** Analysis by 10% denaturing PAGE of the six polynucleotides containing either the four natural (indicated as **A T**) nucleotides or the 2-amino-2'-deoxyadenosine (D) and 2-thiothymidine (S) nucleotide substitutions (indicated as **D S**). 0.1 and 0.2 micrograms of the templated DNA for the HP21 polymerase extension reactions was run as a standard. The size marker dyes are indicated with arrows. The gel was stained with Stains-All®.

**Figure 11.** The DNA primer and template sequences used to test the effect of the polynucleotide secondary structure on the polymerase extension reaction. The arrows indicate the direction of the polymerase extension reaction. Sequences in bold in the first



three templates are derived from the primer shown in Figure 6 for the polymerization reaction used to generate each single-stranded template.

**Figure 12.** Phosphorimages of DNA products resolved by 20% denaturing PAGE resulting from polymerase extension reactions depicted in Figure 11. The primers used, templates used, reaction products, and reaction times for each reaction are indicated.

**Figure 13.** A quantitative graphic representation of the polymerase extension reactions shown in Figure 12. The graphs indicate the percentage of primers converted to the reaction products.

**Figure 14.** The problem of cross-hybridization between two target nucleic acid molecules is depicted. A nucleic acid molecule (long dashes) with sequence specificity to a probe hybridizes to another nucleic acid molecule (short dashes) without sequence specificity to the probe resulting a false signal provided by the indirect hybridization of the second target (short dashes) to the probe.

**Figure 15.** The nucleotide sequence of a DNA hairpin is depicted with natural nucleotides. The same DNA hairpin having modified nucleotides is also shown. The theoretical thermal melting temperature for the DNA hairpin with A, T, C, G is shown for 1 M NaCl. The modified nucleotides are D (2-aminoadenosine) and S (2-thiothymidine).

**Figure 16.** The thermal melting profile of DNA having A, T, C, G shown in Figure 15 is shown. The concentration of DNA is 3.3 micromolar in 1x SSPE (sodium salt, phosphate buffer, EDTA).

**Figure 17.** The thermal melting profile of the hairpin nucleic acid molecule shown in Figure 15 having modified bases is shown. The concentration of the "unstructured nucleic acid" (UNA) is 2.6 micromolar in 1x SSPE.

**Figure 18a, b.** The first derivatives of the thermal melting profile from Figures 16 and 17 are shown at two concentrations of nucleic acids (a, 3 micromolar; b, 0.45 micromolar).

**Figure 19.** A table summarizing the thermal melting profiles of Figures 15-18 are shown.

### **Description of Certain Preferred Embodiments**

The present invention provides a system for producing nucleic acid molecules having reduced levels of intermolecular and/or intramolecular hybridization between regions of substantial complementarity between two nucleic acid sequence elements. Such molecules are referred to herein as "unstructured nucleic acids" (UNAs). UNAs of the present invention include nucleic acid molecules that have reduced levels of secondary structure. UNAs of the present invention also include nucleic acid molecules that have a reduced ability to hybridize to another UNA having a region of sequence complementarity. UNAs maintain an ability to hybridize to a nucleic acid molecule of choice. A nucleic acid molecule of choice can be a naturally-occurring nucleic acid, a nucleic acid molecule with modified bases, sugars and/or phosphate backbone, or a UNA molecule having a base sequence designed specifically to hybridize to another UNA.

UNAs have reduced levels of cross hybridization between each other because of their reduced ability to form intermolecular hydrogen bond base pairs between regions of substantially complementary sequence. In addition, UNAs have a reduced ability to form intramolecular secondary structure due to the reduced ability to form hydrogen bonded base pairs between sequence elements of substantial complementarity. UNAs of the present invention are further characterized by the ability to hybridize to other nucleic acid molecules of interest.

UNAs of the present invention contain sequence elements such that sequence elements of substantial complementarity have a reduced ability or inability to hybridize and form hydrogen bond base pairs. For example, in non-UNA molecules, a sequence element X1 is capable of hybridizing to a substantially complementary sequence element Y1. In a

UNA, one or both sequence elements contain modified bases such that the ability of X1 to hybridize to Y1 is reduced or abolished. Preferably, sequence elements X1 and Y1 are characterized by the ability to hybridize to other sequence elements of substantial complementarity comprising naturally occurring or modified bases.

In a modified sequence element, one or both of the nucleotides that together form an complementary base pair is substituted with a nucleotide containing a base analog so that the base pair is no longer formed, or is only formed at a reduced level. Preferably, the reduced level of base pairing is no more than one hydrogen bond interaction. Preferably, the analog(s) is selected so that the sequence element retains the ability to hybridize with a third sequence element in a nucleic acid molecule of complementary or substantially complementary sequence.

The base pairing concepts of the present invention are schematically depicted by the following formulas where  $A' \neq T'$  and  $G' \neq C'$  represent disallowed base-pairing schemes, with the symbol  $\neq$  representing the inability to form a base pair.  $[A^*, T^*, G^*, \text{ and } C^*]$  represent a second group of bases capable of forming base pairs with  $A'$ ,  $T'$ ,  $G'$  and  $C'$  according to the general Watson-Crick base pair scheme of  $A=T$  and  $G=C$ , where  $=$  represents the ability to form a base pair. The same base pairing rules apply for RNA where U replaces T. (The horizontal base pairing symbols are not meant to represent the number of hydrogen bonds present in the base pair, but are meant only to indicate a stable base pair or lack of a stable base pair.)

$$(A' \neq T'; G' \neq C') \quad (1)$$

$$(A' = T^*; T' = A^*; G' = C^*; C' = G^*) \quad (2)$$

Formula 1 indicates that base pair analogs  $A'/T'$  and  $G'/C'$  are unable to form a stable base pair. However, as indicated in Formula 2, the bases of nucleotides  $A'$ ,  $T'$ ,  $G'$  and  $C'$  are capable of forming stable base pairs with a second group of nucleotide bases ( $A^*$ ,  $T^*$ ,  $G^*$ ,  $C^*$ ).

UNAs of the present invention may contain a mixture of nucleotide analogs and naturally-occurring nucleotides. UNAs of the present invention may also contain only

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nucleotide base analogs. More specifically, in accordance with the base pairing formulas outlined in Formula 1 and 2, nucleotides of the first group (A', T', G', C') and nucleotides of the second group (A\*, T\*, G\*, and C\*) may include combinations of natural bases and modified bases or include all modified bases. For example, A' and T', which does not form a stable base pair, may be comprised of one nucleotide base analog (A') and one natural nucleotide (T'). Alternatively, A' and T' may be comprised of two nucleotide base analogs. Nucleotide pairs from the second group (e.g. A\* and T\*) may or may not form stable base pairs (A\*=T\* or A\*≠T\*).

To provide non-limiting schematic examples of UNAs which contain mixtures of modified and natural bases, UNAs of the present invention may contain both A' and T' nucleotide analogs that do not form stable base pairs and also contain G and C nucleotides that do form stable base pairs. Alternatively, UNAs may contain G' and C' nucleotide analogs that do not form stable base pairs and also contain A and T nucleotides that do form stable base pairs. UNAs of the present invention may also contain both sets of analogs that do not form stable base pairs (A'≠T' and G'≠C'). For the present invention, nucleotides from the first and second class (e.g. A', A\*) may be mixed in the same molecule. However, it is preferred that a single UNA molecule possess no more than one of each type of nucleotide (e.g. only A' T' G and C) which results in only one type of base-pairing scheme for each potential base-pair.

### Methods of Producing UNAs

It is an aspect of the present invention that polynucleotides with reduced levels of intermolecular base pairing (cross hybridization) and also with the ability to hybridize to another nucleic acid molecule of choice are produced enzymatically with an enzyme that incorporates nucleotides having naturally occurring and/or modified bases.

Oligonucleotides and polynucleotides containing nucleotide base, ribose and phosphate backbone modifications have been chemically synthesized using methods known in the art (Beaucage and Caruthers, *Tetrahedron Letters*, 22; 1859-1862 (1981)). Current limitations in the chemistry of the nucleic acid synthesis, such as yield and purity, restrict the

size of oligonucleotides synthesized chemically to approximately 100 nucleotides in length. However, the present invention does not preclude the chemical synthesis of UNAs greater than 100 nucleotides in length.

In a preferred embodiment, UNAs of the present invention are produced enzymatically. Polymerization methodologies that utilize template dependent DNA or RNA polymerases are preferred methods for copying genetic material of unknown sequence from biological sources for subsequent sequence and expression analyses. Thus UNAs, which are produced preferably by enzymatic methods, are well suited for generating oligonucleotides and polynucleotides for subsequent genetic and expression analysis. Moreover, since preferred UNAs of the present invention are generated using DNA and RNA polymerases, the invention is able to generate oligonucleotides and polynucleotides anywhere from 8 to several thousand nucleotides in length. Preferably, UNAs of the present invention are at least 40 nucleotides in length. More preferably, UNAs of the present invention are at least 100 nucleotides in length. Most preferably, UNAs of the present invention are at least 500 nucleotides in length.

Any enzyme capable of incorporating naturally-occurring nucleotides, nucleotides base analogs, or combinations thereof into a polynucleotide may be utilized in accordance with the present invention. As examples without limitation, the enzyme can be a primer/DNA template dependent DNA polymerase, a primer/RNA template dependent reverse transcriptase or a promoter-dependent RNA polymerase. Non-limiting examples of DNA polymerases include *E. coli* DNA polymerase I, *E. coli* DNA polymerase I Large Fragment (Klenow fragment), or phage T7 DNA polymerase. The polymerase can be a thermophilic polymerase such as *Thermus aquaticus* (Taq) DNA polymerase, *Thermus flavus* (Tfl) DNA polymerase, *Thermus Thermophilus* (Tth) Dna polymerase, *Thermococcus litoralis* (Tli) DNA polymerase, *Pyrococcus furiosus* (Pfu) DNA polymerase, Vent™ DNA polymerase, or *Bacillus stearothermophilus* (Bst) DNA polymerase. Non-limiting examples of reverse transcriptases include AMV Reverse Transcriptase, MMLV Reverse Transcriptase and HIV-1 reverse transcriptase. Non-limiting examples of RNA polymerases suitable for generating RNA version of UNAs include the bacteriophage RNA polymerases from SP6, T7

and T3. Furthermore, any molecule capable of using a DNA or an RNA molecule as a template to synthesize another DNA or RNA molecule can be used in accordance with the present invention. (e.g. self-replicating RNA).

Primer/DNA template-dependent DNA polymerases, primer/RNA template-dependent reverse transcriptases and promoter-dependent RNA polymerases incorporate nucleotide triphosphates into the growing polynucleotide chain according to the standard Watson and Crick base-pairing interactions (see for example; Johnson, Annual Review in *Biochemistry*, 62; 685-713 (1993), Goodman et al., Critical Review in *Biochemistry* and Molecular Biology, 28; 83-126 (1993) and Chamberlain and Ryan, The Enzymes, ed. Boyer, Academic Press, New York, (1982) pp 87-108). Some primer/DNA template dependent DNA polymerases and primer/RNA template dependent reverse transcriptases are capable of incorporating non-naturally occurring triphosphates into polynucleotide chains when the correct complementary nucleotide is present in the template sequence. For example, Klenow fragment and AMV reverse transcriptase are capable of incorporating the base analogue isoguanosine opposite isocytidine residues in the template sequence (Switzer et al., *Biochemistry* 32; 10489-10496 (1993). Similarly, Klenow fragment and HIV-1 reverse transcriptase are capable of incorporating the base analogue 2,4-diaminopyrimidine opposite xanthosine in a template sequence (Lutz et al., *Nucleic Acids Research* 24; 1308-1313 (1996)).

UNAs may also be generated using one of a number of different methods known in the art. These include but are not limited to nick translation for generating labeled target molecules (Feinberg and Vogelstein, *Analytical Biochemistry*, 132; 6-13 (1983) and Feinberg and Vogelstein, *Analytical Biochemistry*, 137; 266-267 (1984)), asymmetric PCR methods (Gyllensten and Erlich, *Proc. Natl. Acad. Sci. USA*, 85; 7652-7656(1988)) that utilize a single primer or a primer having some chemical modification that results in the synthesis of strands of unequal lengths (Williams and Bartel, *Nucleic Acids Research*, 23; 4220-4221 (1995) and affinity purification methods that utilize either magnetic beads (Hultman et al., *Nucleic Acids Research*, 17; 4937-4946 (1989)) or streptavidin induced electrophoretic mobility shifts (Nikos, *Nucleic Acids Research*, 24; 3645-3646 (1996)).

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The asymmetric PCR method would be performed using a single target-specific primer and either a single-stranded or double stranded DNA template in the presence of a thermophilic DNA polymerase or reverse transcriptase and the appropriate UNA nucleotide triphosphates. The reaction mixture would be subjected to temperature cycle a defined number of times depending upon the degree of amplification desired. The limitation of the amplification to this type of linear mode is inherent to the designed base-pairing properties of UNAs. Unlike nucleic acids generated from the four standard nucleotides, the UNA replication products are generated from non-complementary pairs nucleotides and thus cannot serve as templates for subsequent replication events. However the invention does not preclude the use of PCR to amplify the target prior to generation of UNAs by the invention.

UNAs can also be generated using a polymerase extension reaction followed by a strand-selective exonuclease digestion (Little et al., J. Biol Chem. 242, 672 (1967) and Higuchi and Ochamn, *Nucleic Acids Research*, 17; 5865- (1989)). For example, a target-specific primer is extended in an isothermal reaction using a DNA polymerase or reverse transcriptase in the presence of the appropriate UNA nucleotide triphosphates and a 5'-phosphorylated DNA template. The DNA template strand of the resulting duplex is then specifically degraded using the 5'-phosphorly-specific lambda exonuclease. A kit for performing the latter step is the Strandase Kit™ currently marketed by Novagen (Madison, WI).

Single-stranded ribonucleotide (RNA) versions of UNAs can be synthesized using *in vitro* transcription methods which utilize phage promoter-specific RNA polymerases such as SP6 RNA polymerase, T7 RNA polymerase and T3 RNA polymerase (see for example Chamberlain and Ryan, *The Enzymes*, ed. Boyer, Q. Academic Press, New York, (1982) pp87-108 and Melton et al., *Nucleic Acids Research*, 12; 7035 (1984)). For these methods, a double stranded DNA corresponding to the target sequence is generated using PCR methods known in the art in which a phage promoter sequence is incorporated upstream of the target sequence. This double-stranded DNA is then used as the template in an *in vitro* transcription reaction containing the appropriate phage polymerase and the ribonucleotide triphosphate UNA analogues. Alternatively, a single stranded DNA template prepared according to the

method of Milligan and Uhlenbeck, (Methods in Enzymology, 180A, 51-62 (1989)) can be used to generate RNA versions of UNAs having any sequence. A benefit of these types of *in vitro* transcription methods is that they can result in a 100 to 500 fold amplification of the template sequence.

### Structural Modifications to Nucleotides

Nucleotide base analogues having fewer structural changes can also be efficient substrates for DNA polymerase reactions. For example, a number of polymerases can specifically incorporate inosine across cytidine residues (Mizusawa et al., *Nucleic Acids Research*, 14; 1319 (1986)). The analogue 2-aminoadenosine triphosphate can also be efficiently incorporated by a number of DNA polymerases and reverse transcriptases (Bailly and Waring, *Nucleic Acids Research*, 23; 885 (1996)). In fact, 2-aminoadenosine is a natural substitute for adenosine in S-2L cyanophage genomic DNA. However, for the present invention 2-aminoadenosine is defined as a non-naturally occurring base. The 2-aminoadenosine ribonucleotide-5'-triphosphate is a good substrate for *E. coli* RNA polymerase (Rackwitz and Scheit, *Eur. J. Biochem.*, 72, 191 (1977)). The adenosine analogue 2-aminopurine can also be efficiently incorporated opposite T residues by *E. coli* DNA polymerase (Bloom et al., *Biochemistry* 32; 11247-11258 (1993)) but can mispair with cytidine residues as well (see Law et al., *Biochemistry* 35; 12329-12337 (1996)). However, the enzymatic incorporation of 2-thioT triphosphate into a polynucleotide has not been previously demonstrated.

Any structural modification to a nucleotide that does not inhibit the ability (or only slightly reduces the ability) of an enzyme to incorporate the nucleotide analogue is acceptable in accordance with the present invention if the modifications do not result in a violation of the base pairing rules set forth in the present invention. Modifications include but are not limited to structural changes to the base moiety (e.g. C5-bromouridine, C5-fluorouridine, C5-iodouridine, C5-propynyl-uridine, C5-propynyl-cytidine, C5-methylcytidine, 2-aminoadenosine, 7-deazaadenosine, 7-deazaguanosine, 8-oxoadenosine, 8-oxoguanosine), changes to the ribose ring (e.g. 2'-hydroxyl, 2'-fluoro), and changes to the phosphodiester



linkage (e.g. phosphorothioates and 5' -N-phosphoramidite linkages). It is recognized by those of ordinary skill in the art that the efficiency or rate of incorporation of modified nucleotide triphosphates by an enzyme may be affected by numerous factors included but not limited to reaction buffers containing varying concentrations of ethanol, DMSO, betaine, and divalent cations such as magnesium.

Watson-Crick base-pairing schemes can accommodate a number of modifications to the ribose ring, the phosphate backbone and the nucleotide bases (Saenger, Principles of Nucleic Acid Structure, Springer-Verlag, New York, NY. 1983). Certain modified bases such as inosine, 7-deazaadenosine, 7-deazaguanosine and deoxyuridine decrease the stability of base-pairing interactions when incorporated into polynucleotides. The dNTP forms of these modified nucleotides are efficient substrates for DNA polymerases and have been used to reduce sequencing artifacts that result from target and extension product secondary structures (Mizusawa et al., *Nucleic Acids Research*, 14; 1319. 1986). Other modified nucleotides, such as 5-methylcytidine, C-5 propynyl-cytidine, C-5 propynyl-uridine and 2-aminoadenosine increase the stability of duplex when incorporated into polynucleotides (Wagner et al., *Science*, 260; 1510. 1993) and have been used to increase the hybridization efficiency between oligonucleotide probes and target sequences.

### **Selection of Nucleotides for UNAs**

In accordance with the present invention, UNAs are produced such that substantially complementary sequence elements between two UNAs (or within one UNA) have a reduced ability to hybridize with each other. Nucleotides for producing UNAs are selected such that a first nucleotide base is not capable of forming a stable base pair with a nucleotide complement in a second nucleic acid molecule. The two complementary nucleotides may have one naturally-occurring base and one base analog or may have two base analogs. The complementary nucleotides that are unable to form a stable base pair are used to produce UNAs with reduce the levels of hybridization by reducing intermolecular base pairing between sequence elements between UNAs that are substantially complementary.

In addition, it is preferable that a UNA maintains the ability to hybridize to a desired

nucleic acid molecule (e.g. "probe" in an DNA expression array system; DNA chips or DNA in solution). The region of substantial complementarity between a UNA and a probe may overlap with the region of the UNA with a reduced ability to cross hybridize to another UNA. The region of substantial complementarity between a UNA and a probe may also be in a different part of the UNA molecule than the region with a reduced ability to cross hybridize to another UNA.

### **2-Aminoadenosine (D), 2-Thiothymidine (2-thioT), Inosine (I) and Pyrrolo-pyrimidine (P)**

In a particularly preferred embodiment of the present invention, the nucleotide analogs 2-aminoadenosine (D), 2-thiothymidine (2-thioT), inosine (I) and pyrrolo-pyrimidine (P) are used to generate a first nucleic acid molecule (UNA) that has a reduced ability to cross hybridize with a second nucleic acid molecule having sequence elements substantially complementary to sequence elements in the first nucleic acid molecule. In addition UNAs of the present invention, while unable to cross hybridize with each other, maintain the ability to hybridize with nucleic acid molecules of choice ("probes"). The structures of the D/2-thioT, I/P and the four natural base pairs along with various combinations of the natural and base analogs are shown in Figure 1.

Naturally occurring Watson-Crick base-pairing is defined by specific hydrogen bonding interactions between the bases of adenine and thymine (or uracil) and between guanine and cytosine. Positioning of hydrogen-bond donors (e.g. amino groups) and hydrogen-bond acceptors (e.g. carbonyl groups) on purine and pyrimidine bases place structural constraints on the ability of two nucleoside bases to form stable hydrogen bonds. Figure 1 shows the structures of the bases and the relative orientations of the bases to each other in a Watson-Crick base pair. In addition, an inosine:cytosine base pair is shown. The inosine-cytosine base pair is identical to a G-C base pair except that the I-C base pair lacks the hydrogen bond donor of the 2-amino group of guanine which is missing in inosine.

Therefore, regions of a first UNA containing 2-aminoadenosine are unable to cross hybridize to regions of a second UNA containing 2-thiothymidine. However, the 2-

aminoadenosine of the first UNA is still capable of hybridizing to a nucleic acid molecule containing natural thymidine nucleotides. In addition, regions of a first UNA containing inosine are unable to cross hybridize to regions of a second UNA containing pyrrolo-pyrimidine. However, inosine of the first UNA is still capable of hybridizing to a nucleic acid molecule containing natural guanosine nucleotides.

### **2-Aminoadenosine (D), 2-Thiothymidine (2-thioT)**

Without being limited by theory, a D/2-thioT base pair analog is prevented from forming a stable base pair presumably due to a steric clash between the 2-thio group of 2-thioT and the exocyclic amino group of 2-aminoadenosine as a result of the larger atomic radius of the sulfur atom. This tilts the nucleotide bases relative to one another such that only one hydrogen bond is able to form. It is also known that thionyl sulfur atoms are poorer hydrogen-bonding acceptors than carbonyl oxygen atoms which could also contribute to the weakening of the D/2-thioT base pair.

However, the 2-aminoadenosine (D) is capable of forming a stable base-pair with thymidine (T) through three hydrogen bonds in which a third hydrogen bonding interaction is formed between the 2-amino group and the C2 carbonyl group of thymine. As a result, the D/T base pair is more stable thermodynamically than an A/T base pair. In addition, 2-thiothymidine (2-thioT) is capable of forming a stable hydrogen bonded base pair with adenosine (A) which lacks an exocyclic C2 group to clash with the 2-thio group.

Therefore, UNA polynucleotide molecules with 2-aminoadenosine (D) and 2-thioT replacing A and T respectively are unable to form intermolecular and intramolecular D/2-thioT base pairs but are still capable of hybridizing to polynucleotides of substantially complementary sequence comprising A and T and lacking D and 2-thioT. Without being limited by theory, the aforementioned proposed mechanisms regarding the factors responsible for stabilizing and disrupting the A/T and G/C analogue pairs are not meant in anyway to limit the scope of the present invention and are valid irrespective of the nature of the specific mechanisms.

Gamper and coworkers (Kutyavin et al. *Biochemistry*, 35; 11170 (1996)) determined

experimentally that short oligonucleotide duplexes containing D/T base pairs that replace A/T base pairs have melting temperatures ( $T_m$ ) as much as 10° C higher than duplexes of identical sequence composed of the four natural nucleotides. This is due mainly to the extra hydrogen bond provide by the 2-amino group. However, the duplexes designed to form opposing D/2-thioT base-pairs exhibited  $T_m$ s as much as 25° C lower than the duplex of identical sequence composed of standard A/T base-pairs. The authors speculate that this is mainly due to the steric clash between the 2-thio group and the 2-amino group which destabilizes the duplex. Deoxyribonucleotides in this study were synthesized using chemical methods.

Although the base-pairing selectivity for these analog pairs has been experimentally tested for only DNA duplexes, it is likely that these same rules will hold for RNA duplexes and DNA/RNA heteroduplexes as well. This would allow for RNA versions of UNAs to be generated by transcription of PCR or cDNA products using the ribonucleotide triphosphate forms of the UNA analog pairs and RNA polymerases.

### **Inosine (I) and Pyrrolo-pyrimidine (P)**

The inosine (I) and pyrrolo-pyrimidine (P) I/P base pair analog is also depicted in Figure 1. Inosine, which lacks the exocyclic 2-amino group of guanine, forms a stable base pair with cytosine through two hydrogen bonds (vs. three for G/C). The other member of the I/P analog is pyrrolo-pyrimidine (P) which is capable of forming a stable base pair with guanine despite the loss of the 4-amino hydrogen bond donor of cytosine. Figure 1 shows that a P/G base pair is also formed through two hydrogen bonds. The N7 group of P is spatially confined by the pyrrole ring and is unable to form a hydrogen bond with the C6 carbonyl O of guanine. However, this does not prevent the formation of the other two hydrogen bonds between P/G. The I/P base pair is only capable of forming one hydrogen bond (as depicted in Figure 1) and is therefore not a stable base pair. As a result, UNA polynucleotide molecules with I and P replacing G and C respectively are unable to form intermolecular and intramolecular I/P base pairs but are still capable of hybridizing to polynucleotides of substantially complementary sequence comprising G and C and lacking I

and P.

Woo and co-workers (Woo et al., *Nucleic Acids Research*, 24; 2470 (1996)) showed that introducing either P or I into 28-mer duplexes to form P/G and I/C base-pairs decreased the  $T_m$  of the duplex by  $-0.5$  and  $-1.9^\circ \text{C}$  respectively per modified base-pair. These values reflect the slight destabilization attributable to the G/P pair and a larger destabilization due to the I/C pair. However, introducing P and I into the duplexes such that opposing I/P base-pairs are formed reduced the  $T_m$  by  $-3.3^\circ \text{C}$  per modified base-pair. Therefore the I/P base pairs are more destabilizing.

#### UNAs comprising D, 2-thioT, I, and P

In accordance with the present invention, nucleic acid molecules with reduced levels of cross hybridization are generated by performing primer dependent, template directed polymerase reactions using the nucleotide 5'-triphosphate forms of the appropriate analog pairs. These include; 2-amino-2'-deoxyadenosine-5'-triphosphate (dDTP), 2-thiothymidine-5'-triphosphate (2-thioTTP), 2'-deoxyinosine-5'-triphosphate (dITP) and 2'-deoxypyrrolo-pyrimidine-5'-triphosphate (dPTP). For example, a reaction containing dDTP, 2-thioTTP, dCTP and dGTP will generate UNAs which are unable to form intermolecular and intramolecular D/2-thioT base pairs. Likewise, a reaction containing dATP, dTTP, dPTP and dITP will generate UNAs which are unable to form intermolecular and intramolecular P/I (modification of G/C) base pairs. A polymerization reaction containing both analog pairs, dDTP, 2-thioTTP; and dPTP, dITP will generate UNAs that have no predicted intramolecular and intermolecular base-pairing interactions with other UNAs containing the same modified bases. However, since 2-aminoadenosine, 2-thiothymidine, pyrrolo-pyrimidine, and inosine are still capable of forming stable base pairs with thymidine, adenosine, cytidine and guanosine respectively, all three types of UNAs should be able to specifically hybridize intermolecularly to oligonucleotides composed of the four natural bases.

In yet another preferred embodiment, it is recognized that UNAs of the present invention may contain various levels of cross hybridization. For example, for UNAs having D, 2-thioT, G and C, these UNAs may contain only G/C intermolecular (and intramolecular)

base pairs and not A/T intermolecular (or intramolecular) base pairs. Alternatively, for UNAs having A, T, pyrrolo-pyrimidine, and inosine, these UNAs may contain only A/T intermolecular (or intramolecular) base pairs and not G/C intermolecular (or intramolecular) base pairs. As described in Examples 1 and 2 but without limitations to only those experimental conditions, UNAs potentially containing only G/C intramolecular and intermolecular base pairs are generated by enzymatically incorporating the triphosphate forms of 2-aminoadenosine, 2-thiothymidine, guanosine, and cytosine into a polynucleotide. The resulting UNA polynucleotide is not capable of forming intramolecular and intermolecular A/T base pairs, but is still capable of forming intramolecular and intermolecular G/C base pairs.

The aforementioned mechanisms which may account for the observed disruption of the A/T and G/C analogue pairs is not meant in anyway to limit the scope of the present invention and is valid irrespective of the nature of the specific mechanisms.

#### **UNAs comprising D, 2-thioT, 2-thioC, and G**

In yet another preferred embodiment of the present invention, the nucleotide base pair analogs D/2-thiothymidine and 2-thiocytosine/guanosine (2-thioC/G) are used in primer dependent polymerase reactions to generate nucleic acid molecules that are unable to form intermolecular base pairs with each other yet retain their ability to form Watson-Crick base pairs with oligonucleotides composed of the four natural bases and inosine or containing inosine as a substitute for G. 2-thioC and G are unable to form a stable base pair. The presence of a 2-thiol exocyclic group in cytosine replacing the C2 carbonyl group effectively removes the hydrogen bond acceptor at that position and causes a steric clash due to the large ionic radius of sulfur as compared to oxygen. As a result, 2-thioC/G is only capable of forming a single hydrogen bond and is thus not a stable base pair. However, 2-thioC and I are capable of forming a stable base pair through two hydrogen bonds since the removal of the 2-amino exocyclic group of guanine that results in inosine effectively removes the steric clash between the C2 sulfur of 2-thioC and the 2-amino group of guanine.

Therefore, UNA polynucleotide molecules with reduced levels of intermolecular cross

hybridization and intramolecular hybridization are generated enzymatically using the 5'-triphosphate forms of the base pair analogs. These include; 2-amino-2'-deoxyadenosine-5'-triphosphate (dDTP), 2-thiothymidine-5'-triphosphate (2-thioTTP), 2'-deoxyguanosine-5'-triphosphate (dGTP) and 2-thio-2'-deoxycytidine-5'-triphosphate (2-thio-dCTP). For example, a reaction with 2-thio-dCTP, dGTP, dATP, dTTP will generate UNAs that can form only A/T base pairs. A polymerization reaction containing both analog pairs, 2-thio-dCTP/dGTP, and dDTP/2-thioTTP will generate UNAs that have no predicted intramolecular and intermolecular base-pairing interactions with each other. However, since 2-aminoadenosine, 2-thiothymidine, 2-thiocytidine and guanosine are still capable of forming stable base pairs with thymidine, adenosine, inosine and cytidine respectively, UNAs comprising (A, T, 2-thioC, G) or (D, 2-thioT, 2-thioC, G) should be able to specifically hybridize to oligonucleotides (probes) composed of the appropriate bases according to the base pairing rules discussed.

The 2-thioC/G base pair analog provides an example of a base pair analog comprising a natural nucleotide base and a nucleotide base analog which can not form a stable base pair. As previously stated, polynucleotides containing 2-thiocytidine and guanosine cannot form intramolecular or intermolecular 2-thioC/G base pairs. However, these polynucleotides can form base pairs with polynucleotides of substantially complementary sequences through 2-thioC/I and C/G base pairs. Therefore, UNAs comprising 2-thioC/G are capable of hybridizing to polynucleotide molecules also containing base analogs (inosine).

### Methods of Utilizing UNAs

The ability to generate nucleic acids that retain their genetic information content yet have a reduced ability to hybridize to form intermolecular cross hybridizing and/or intramolecular base pairs another yet which are still able to hybridize to nucleic acid molecules of choice has many advantages. Methods used in molecular biology and nucleic acids chemistry that rely on the hybridization of single-stranded nucleic acid probes to single-stranded nucleic acid targets of substantially complementary sequence can utilize UNAs in accordance with the present invention (for general protocols, see Ausubel *et al.* *Current*





discloses methods for determining the identity of a nucleotide 3' to a defined primer using a polymerase extension assay.

U.S. Patent Nos. 5,521,065, 4,883,750 and 5,242,794 disclose methods of testing for the presence or absence of a target sequence in a mixture of single-stranded nucleic acid fragments. The method involves reacting a mixture of single-stranded nucleic acid fragments with a first probe that is complementary to a first region of the target sequence and with a second probe that is complementary to a second region of the target sequence. The first and second target regions are contiguous with one another. Hybridization conditions are used in which the two probes become stably hybridized to their associated target regions. Following hybridization, any of the first and second probes hybridized to contiguous first and second target regions are ligated, and the sample is subsequently tested for the presence of expected probe ligation product.

US patent application Serial Number 09/112437 discloses a generic methods and reagents for analyzing the nucleotide sequence of nucleic acids using high-throughput mass spectrometry (incorporated herein by reference in its entirety). The disclosed methods and reagents utilize complex mixtures of short (e.g. 6-mer and 7-mer) oligonucleotides (X-mers) and polymerase extension and ligation reactions to generate a complex mixture of oligonucleotide products that reflect the sample's DNA sequence. Because the methods rely on hybridization between the short X-mers and the target polynucleotide, UNAs would serve as superior targets for both the polymerase extension assay (PEA) and X-mer ligase assays (XLA). This is because the X-mers would not have to compete with intramolecular target sequences for their complementary binding site. Minimizing the effect of target structure makes the problem of equalizing the hybridization rates and subsequent polymerase extension reaction rates for each X-mer more straight-forward.

### **Array Technology**

The present invention is particularly applicable to gene expression assays (e.g. DNA chip technology; Ramsay. "DNA chips:State of the Art." *Nature Biotechnology*. 16:40-44, Jan 1998; also see for example DNA chips made by Affymetrix, Santa Clara, CA). The

current art requires considerable probe design and probe redundancy to ensure that the probes are targeted to regions of the mRNA species (or cDNA) which are not involved in the intramolecular structures and therefore capable of hybridizing with the probes. In addition, current technology produces potential cross hybridization between targets resulting in false positives when attempting to detect desired probe nucleic acid sequences. Employing UNAs as the target would minimize if not eliminate the need for target design, would likely increase the overall sensitivity of the gene expression assays, and would reduce signals resulting from false positives due to cross hybridization of targets. Importantly, UNAs would greatly facilitate the use of short oligonucleotide arrays for mutation scanning and detection since these applications, by definition, require that all regions of the target sequence be accessible for hybridization by the interrogating probes.

The ability to generate nucleic acids that retain their information content yet possess little or no secondary or inter-target structure would improve DNA microarray expression profiling results in two ways. First, as previously noted, UNAs are incapable of indirect cross-hybridization. Therefore, differential expression ratios measured in microarray experiments would not be degraded by this mechanism (see Figure 2). Second, the inability of UNAs to form intra-molecular secondary structure would produce the same benefits derived from target fragmentation (reduction of target secondary structure and indirect cross-hybridization potential) without the accompanying disadvantages (signal loss and irreproducibility of the degree of fragmentation).

Techniques employing hybridization to surface-bound DNA probe arrays are useful for analyzing the nucleotide sequence of target nucleic acids. These techniques rely upon the inherent ability of nucleic acids to form duplexes via hydrogen bonding according to Watson-Crick base-pairing rules. In theory, and to some extent in practice, hybridization to surface-bound DNA probe arrays can provide a relatively large amount of information in a single experiment. For example, array technology has identified single nucleotide polymorphisms within relatively long (1,000 residues or bases) sequences (Kozal, M., *et al.*, *Nature Med.* 7:753-759, July 1996). In addition, array technology is useful for some types of gene expression analysis, relying upon a comparative analysis of complex mixtures of mRNA

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target (Lockart, D., et al., *Nat. Biotech.* 14, 1675-1680. 1996). Although array technologies offer the advantages to being reasonably sensitive and accurate when developed for specific applications and for specific sets of target sequences, they lack a generic implementation that can simultaneously be applied to multiple and/or different applications and targets. This is in large part due to the need for relatively long probe/target duplexes. Moreover, this use of relatively long probes makes it difficult to interrogate single nucleotide differences due to the inherently small thermodynamic difference between the perfect complement and the single mismatch within the probe/target duplex. In addition, detection depends upon solution diffusion properties and hydrogen bonding between complementary target and probe sequences. Therefore, utilizing UNAs of the present invention as nucleic acid targets will enable the use short oligonucleotide probes for differentiating between nucleic acid molecules differing in sequence by a few or even a single nucleotide.

Other uses of UNA included utilizing the inability of UNAs to serve as PCR templates in the presence of their constitutive nucleotides. UNAs therefore could be used as the basis of a linear DNA amplifier analogous to the linear RNA amplifiers used to amplify and label cDNA samples prior to application to DNA microarrays. Unstructured DNA samples would better resist nucleases than RNA samples, and would support the incorporation of a wider variety of dye-labeled nucleotide analogues, because the sequencing market has driven the development and commercialization of a wide variety of fluorescently labeled dNTP's.

It is appreciated by those of ordinary skill in the art that other modified nucleotides, nucleic acid polymerization enzymes and methods for generating UNAs not described in the specification may be used in accordance with the present invention. The following Examples are meant to provide experimental detail to the present invention and are not meant to limit the scope of the present invention.

## Example 1

### Materials

#### Preparation of the 2-amino-2'-deoxyadenosine-5'-triphosphate and 2-thiothymidine-5'-triphosphate

The 2-amino-2'-deoxyadenosine and 2-thiothymidine nucleosides were purchased from Chemgenes (Waltham MA) and Berry & Associates (Dexter MI) respectively. The nucleoside 5'-triphosphates were prepared by phosphorylation of the unprotected nucleosides using anhydrous phosphoryl chloride ( $\text{POCl}_3$ ) and purified by chromatography on DEAE-sephadex according to the method of Seela and Gumbiowski (Helvetica Chimica Acta, (1991) 74, 1048). The purified nucleoside 5-triphosphates were >95% pure as determined by  $^{31}\text{P}$  NMR and HPLC. The extinction coefficients ( $\text{mol}^{-1} \text{cm}^{-1}$ ) for the 2-amino-2'-deoxyadenosine-5'-triphosphate (dDTP) and 2-thiothymidine-5-triphosphate (2-thioTTP) are  $\lambda_{255} = 7,600$  and  $\lambda_{276} = 16,600$  respectively.

## Example 2

#### Incorporation of the 2-amino-2'-deoxyadenosine-5'-triphosphate and 2-thiothymidine-5-triphosphate into Polynucleotides by DNA Polymerases

The ability of the *Bacillus sterothermophilus* (Bst) DNA polymerase (New England Biolabs), the *Thermus aquaticus* (Taq) DNA polymerase (Amersham) and the Moloney Murine Leukemia Virus reverse transcriptase (MMLV-RT) (Amersham) to incorporate the dDTP and 2-thioTTP into polynucleotides was tested using a synthetic 30-mer template and  $^{32}\text{P}$ -labeled 12-mer primer (S.A. 130 Ci/mmol). (Figure 2A). Extension reactions for each polymerase were performed in 0.65ml pre-siliconized microfuge tubes containing the following components: **(Bst)** 20 mM Tris-Cl (pH 8.8 @ 25° C), 10 mM KCl, 10 mM  $(\text{NH}_4)_2\text{SO}_4$ , 2 mM  $\text{MgSO}_4$ , 0.1% Triton-X100, 0.5 microM primer/template, 250 microM each dNTP and 0.15 units/microL Bst DNA polymerase; **(Taq)** 26 mM Tris-Cl (pH 9.5 @ 25° C), 6.5 mM  $\text{MgCl}_2$ , 0.5 microM primer/template, 250 microM each dNTP and 0.15 units/microL Taq DNA polymerase; **(MMLV-RT)** 50 mM Tris-Cl (pH 8.3 @ 25° C) 75 mM

KCl, 3 mM MgCl<sub>2</sub>, 1 M DTT, 0.5 microM primer/template, 250 microM each dNTP and 0.5 units/microL MMLV-RT. The reactions were incubated for 15 minutes at 65° C for the Bst and Taq reactions and 42° C for the MMLV-RT reaction. The reaction mixtures were separated by electrophoresis on 10% denaturing (7M urea) polyacrylamide gels and visualized by phosphorimaging methods.

In the reaction mixtures containing only dGTP, dCTP, dTTP or dATP, dGTP and dCTP, no full-length product was generated by any of the three polymerases (Figure 2B). However, when all four dNTPs were present or when dDTP (D) was substituted for dATP or 2-thioTTP (S) was substituted for dTTP, greater than 90% of the primer was converted to full-length 30-mer product. The incorporation of the dDTP by the Taq DNA polymerase is consistent with the results of Bailly and Waring (*Nucleic Acids Research*, 23:885. 1995). Importantly, full-length product was generated by all three polymerases when both the D and S are substituted for A and T in a single reaction mixture.

To further assess the incorporation efficiency of the modified nucleotides by Bst DNA polymerase, the efficiency for a single nucleotide extension reaction was determined using two 6-mer primers in the presence of varying concentrations of dATP, dDTP, dTTP or 2-thioTTP (Figure 3A and 4A). For this study, the reaction mixtures contained; 20 mM Tris-Cl (pH 8.8 @ 25° C), 10 mM KCl, 10 mM (NH<sub>4</sub>)<sub>2</sub>SO<sub>4</sub>, 2 mM MgSO<sub>4</sub>, 0.1% Triton-X100, 500 nanoM 6-mer primer, 20 nanoM 30-mer DNA template, 0.8 units/microL (~70 nanoM) Bst DNA polymerase and a dNTP concentration ranging from 0.5 microM to 130 microM. The reaction mixtures were incubated at 45° C for 8 hours and separated by electrophoresis on 20% denaturing (7M urea) polyacrylamide gels.

The GACTGA 6-mer primer is extended with dATP and dDTP (D) with approximately equal efficiencies (Figure 3B & 3C). Likewise, the extension efficiency of the GCTCTG 6-mer primer with the dTTP and 2-thioTTP (S) are also very similar and exhibit a 50% incorporation at about 4 and 6 microM respectively (Figure 4B & 4C). These results indicate that the dDTP and 2-thioTTP are both very good substrates for the Bst DNA polymerase and possess  $k_{cat}/K_m$  values near that of their natural counterparts.

To establish that the extension products generated in the presence of the dDTP and 2-

thioTTP were not due to contaminating dATP and dTTP in the dDTP and 2-thioTTP preparations, a mass spectroscopic analysis was performed on the extension reaction mixtures using the 6-mer primers (Figure 5A). The extension reactions were performed in 0.65ml pre-siliconized microfuge tubes containing the following components; 20 mM Tris-Cl (pH 8.8 @ 25° C), 10 mM KCl, 10 mM (NH<sub>4</sub>)<sub>2</sub>SO<sub>4</sub>, 2 mM MgSO<sub>4</sub>, 0.1% Triton-X100, 500 nM 6-mer primer, 20 nM 30-mer DNA template, 0.8 units/microL (~70 nM) Bst DNA polymerase and 20 microM dNTP. The reaction mixtures were incubated at 45° C for 4 hours and quenched with EDTA. 5 microL of the reaction mixture was mixed with 15 microL of distilled H<sub>2</sub>O and 20 microL of matrix solution (0.2 M 2,6-dihydroxyacetophenone, 0.2 M diammonium hydrogen citrate). One microliter samples were spotted and dried on a MALDI sample grid plate analyzed by Matrix Assisted Laser Desorption Ionization Time-of-Flight (MALDI-TOF) mass spectrometry.

The reaction mixtures containing the 6-mer primer GACTGA and either dATP or dDTP give single extension products having m/z values of 2130.2 and 2146.0 respectively (Figure 5B). This results in a 15.8 amu difference between the two 7-mer extension products which is consistent with the mass difference between the adenosine and the 2-aminoadenosine bases (Figure 5C). Likewise, the reaction mixtures containing the 6-mer primer GCTCTG and either dTTP or 2-thioTTP (S) give single extension reaction products having m/z values of 2089.7 and 2106.1 respectively. The resulting 16.4 amu difference between these two 7-mer extension products is consistent with the mass difference between the thymidine and 2-thiothymidine bases (Figure 5C). These results conclusively show that both the 2-aminoadenosine and 2-thiothymidine nucleotides triphosphates are indeed incorporated by the Bst DNA polymerase and that the dDTP and 2-thioTTP preparations do not contain any contaminating dATP and dTTP respectively.

### Example 3

#### Synthesis of Single Stranded Polynucleotides

Unstructured single stranded UNA was generated by incorporating 2-aminoadenosine

and 2-thiothymidine nucleotides using a 14-mer primer and 56-mer template (5'-phosphorylated) and Bst DNA Polymerase followed by digestion of the DNA template with Lambda Exonuclease (Figure 6). Ten microliter extension reactions were performed in 0.65ml pre-siliconized microfuge tubes containing the following components; 20 mM Tris-Cl (pH 8.8 @ 25° C), 10 mM KCl, 10 mM (NH<sub>4</sub>)<sub>2</sub>SO<sub>4</sub>, 2 mM MgSO<sub>4</sub>, 0.1% Triton-X100, 1.0 microM primer/template, 500 microM dGTP, 500 microM dATP (or dDTP), 500 microM dTTP (or 2-thioTTP ), 200 microM <sup>32</sup>P- -CTP and 0.8 units/microL Bst DNA polymerase. The reactions were incubated at 65° C for 30 minutes, quenched with 5 mM EDTA, ethanol precipitated, dried and resuspended in 10 microL of 10 mM Tris-Cl pH 8.0. The 56-mer template was digested by incubating the resuspended samples with 10 units of lambda exonuclease (Strandase Kit™, (Novagen; Madison, WI)) for 30 minutes at 37° C. The reactions were quenched with 5 mM EDTA, ethanol precipitated, dried and resuspended in 10 microL of 10 mM Tris-Cl pH 8.0. The samples were then electrophoresed on 10% denaturing (7M urea) polyacrylamide gels and visualized using phosphorimaging methods.

As shown in Figure 7, full-length 56-mer product is generated in the presence of either the four standard dNTPs or when dDTP (D) and 2-thioTTP (S) are substituted for dATP and dTTP respectively. In addition, little if any premature termination products are generated in the reactions containing dDTP and 2-thioTTP. Thus because the DNA template sequence includes three tandem A and T residues (Bold text in Figure 6), the results show that the Bst DNA polymerase can efficiently incorporate the 2-aminoadenosine and 2-thiothymidine nucleotides at adjacent sites in the polynucleotide product.

#### Example 4

##### **Preparative Synthesis and Spectral Characterization of Single Stranded Polynucleotide Sequences Containing the 2-aminoadenosine and 2-thiothymidine Nucleotides**

Three related 56-mer polynucleotide sequences were designed which are predicted to form hairpin stem-loop structures of various stability flanked by a common sequence which is predicted to be unstructured (Figure 8). The 56-mer HP21AT forms a 10 base-pair stem

closed by a thermodynamically stable (C)GAAA(G) tetra-loop (Antao, et al., *Nucleic Acids Research*, 19; 5901-5905 (1991)) and has a predicted  $T_m$  of 91° C (SantaLucia, *Proc. Natl. Acad. Sci. USA*, 95; 1460-1465 (1998)). The 56-mer polynucleotides HP26AT and HP28AT are two and three nucleotide substitution variants of the HP21AT sequence which disrupt the stem structure and have predicted  $T_m$ s of 69° C and 36° C respectively. HP21DS, HP26DS and HP28DS are the corresponding targets having the modified nucleotides 2-aminoadenosine (D) and 2-thiothymidine (S) which are expected to destabilize the stem structure by preventing stable A-T base-pairing.

Using the polymerase extension method described above, the HP21, HP26 and HP28 56-mer polynucleotide sequences were synthesized having either the four standard nucleotides or having the two modified nucleotides D and S in place of A and T. The polymerase extension reactions (250 uL) were performed in 0.65ml pre-siliconized microfuge tubes containing the following components; 20 mM Tris-Cl (pH 8.8 @ 25° C), 10 mM KCl, 10 mM (NH<sub>4</sub>)<sub>2</sub>SO<sub>4</sub>, 2 mM MgSO<sub>4</sub>, 0.1% Triton-X100, 2.0 microM 14-mer primer/56-mer (5'-phosphorylated) template, 500 microM dGTP, 500 microM dATP (or dDTP), 500 microM dTTP (or 2-thioTTP), and 0.8 units/microL Bst DNA polymerase. The reactions were incubated at 65° C for 45 minutes, quenched with 5 mM EDTA, ethanol precipitated, dried and resuspended in 50 microL of 10 mM Tris-Cl pH 8.0. The 56-mer template was digested by incubating the resuspended samples with 40 units of lambda exonuclease (Strandase kit™; Novagen, Madison, WI) for 45 minutes at 37° C. The reactions were quenched with 5 mM EDTA, ethanol precipitated, dried and resuspended in 15 microL of 10 mM Tris-Cl pH 8.0. The samples were then electrophoresed on 10% semi-denaturing (3.5M urea) polyacrylamide gels. The polynucleotide bands were visualized by UV-shadowing, excised and eluted from the gel in buffer containing 20 mM Tris-Cl pH 7.6, 100 mM NaCl, precipitated with ethanol, and dried under vacuum. The polynucleotides were resuspended in 100 uL of 1.0 mM Tris-Cl (pH 7.6) and quantitated by UV absorbance assuming an extinction coefficient of  $\epsilon_{260} = 5.12 \times 10^5 \text{ M}^{-1}$  for all six 56-mer polynucleotides.

The three 56-mer polynucleotides containing the 2-aminoadenosine and 2-thiothymidine modified nucleotides show the expected red shift in  $\lambda_{\text{max}}$  (Figure 9). This is



due to the presence of the modified base 2-aminoadenosine which has two peaks; one at 259nm and one at 280nm and the 2-thiothymidine which has a  $\lambda_{\text{max}}$  at about 276 nm. A small amount (0.1 microgram) of the six purified 56-mer polynucleotide samples were separated by denaturing PAGE and stained with Stains-All™ (Figure 10). The results show that all six 56-mer products are doublets that co-migrate with a 56 nucleotide single stranded DNA marker. These analyses confirm that the polymerase efficiently incorporates the two modified nucleotides into the polynucleotide sequences.

The UNA polynucleotides can be further purified using ion-exchange or reverse-phase chromatography. It was found that the polynucleotides containing the 2-aminoadenosine and 2-thiothymidine modified nucleotides do not efficiently elute from ion-exchange columns such as Elutip™ Minicolumns (Schleicher & Schuell) under high salt conditions (e.g. 1M NaCl) unless a small amount (10%) of an organic solvent such as acetonitrile is present in the elution buffer (data not shown). Consistent with this result, it was found that the modified polynucleotides elute at higher acetonitrile concentrations than their natural counterpart when analyzed by HPLC using C-18 reverse-phase columns and triethylammonium acetate buffers (data not shown). This overall increase in hydrophobic character could be due to either a direct chemical properties of the 2-aminoadenosine and 2-thiothymidine nucleotides or an increased exposure of the hydrophobic base resulting from the disruption of the natural secondary structure of the modified polynucleotides. Regardless of the specific mechanism responsible for this effect, it is suggested that all reaction vessels used for the synthesis, purification and assays of these types of UNAs be treated with a siliconizing agent to prevent non-specific binding of the UNAs to the reaction vessels.

### Example 5

#### Effect of the 2-aminoadenosine and 2-thiothymidine Nucleotides on Polynucleotide Secondary Structure; Polymerase Extension Assay

The effect of incorporating the 2-aminoadenosine and 2-thiothymidine nucleotides into the polynucleotides on the polynucleotide's structure was assessed by determining their relative ability to promote a single nucleotide polymerase extension reaction using short 6-

mer and 7-mer oligonucleotides as the primers (Figure 11). The 6-mer-543 and 7-mer-2169 have their complementary binding site located within stem structure of each of the target polynucleotides HP21, HP26 and HP28 (see Figure 8, bold text). The complementary binding site for the 6-mer-2978 lies outside of the stem-loop structure and serves as a control primer. The single stranded target polynucleotide TarZT, which is predicted to have no secondary structure, served as a control target. All target sequences have a thymidine residue directly 5' to the primer binding sites which will direct the incorporation of a single ddATP residue into the primer sequence during the polymerase extension reaction.

The polymerase extension reactions (40 uL) were performed in 0.65ml pre-siliconized microfuge tubes containing the following components; 10 mM Tris-Cl (pH 8.4 @ 25 degrees C), 0.05% Triton X-100, 1.0 mM MgCl<sub>2</sub>, 320 microM MnCl<sub>2</sub>, 80 microM ddATP, 10 nM target polynucleotide, 100 nM primer (<sup>32</sup>P-labeled on the 5' terminus @ S.A. 750 Ci/mmol) and 3.5 nM *Bacillus Stearothermophilus* (Bst) DNA polymerase. The reaction mixtures were incubated at 45° C, and 8 uL aliquots were removed at 3, 6 and 24 hours, quenched with EDTA, separated by electrophoresis on 20% denaturing PAGE, and visualized using phosphorimaging methods.

As shown in Figures 11 and 12, the 6-mer-543 is efficiently extended to the 7-mer product in the presence of the control polynucleotide TarZT. In contrast, no extension product is produced after 24 hours in the presence of the polynucleotide HP21AT. This is expected since the 6-mer-543 binding site is buried within the secondary structure of the polynucleotide and not available for hybridization with the 6-mer primer. Importantly however, a detectable level of 7-mer product is generated in the presence of the related polynucleotide HP21DS, which contains the modified nucleotides D and S. This result is even more dramatic for the single-base extension reactions using the 7-mer-2169. In the presence of the polynucleotide HP21AT, no 8-mer product is generated after 24 hours whereas in the presence of the modified polynucleotide HP21DS, greater than 60% of the 7-mer-2169 is converted to the 8-mer product after 24 hours. These same trends hold true for the other two pairs of polynucleotide targets having the two and three nucleotide substitutions. HP26DS is a better target than its related HP26AT polynucleotide and

HP28DS is a slightly better target than HP28AT.

Interestingly, the D and S-containing polynucleotides are more efficient targets for the extension of the 6-mer-2978 whose binding site lies outside of the stem-loop structure. This could, be due to a greater stability of the primer/target duplex for the D and S-containing polynucleotides. It has been shown that A-S and T-D base-pairs are more stable than the standard A-T and T-A base-pairs (Kutyavin et al. 1996). Importantly however, there is a correlation between the predicted stability of the polynucleotide's secondary structure and its efficiency as a target in the single-base extension reaction. HP28 is a more efficient target than HP26 which, in turn, is a more efficient target than HP21 suggesting that intramolecular target structures near a primer binding site can effect the polymerase extension efficiency at that site. Thus because this same trend is exaggerated for the D and S-containing polynucleotides, the results support the conclusion that the modifications do indeed alter the secondary structure of the polynucleotide targets. Regardless of the exact mechanism, these results clearly demonstrate that incorporating the 2-aminoadenosine and 2-thiothymidine nucleotide pair into a polynucleotide sequence increases the utility of the polynucleotide in hybridization-based assays.

### **Example 6**

#### **Thermal melting profiles of UNA compared to DNA**

Nucleic acids having secondary structure (hairpins) were synthesized enzymatically by primer extension in accordance with the teachings of the present invention to compare the thermal stability of a DNA hairpin compared to the same hairpin synthesized with modified nucleotides to reduce secondary structure (UNA). Figure 15 shows the nucleotide sequence of DNA having naturally occurring bases A, T, C, and G (HP51 DNA) and the nucleotide sequence of a UNA (HP51 UNA) having the same nucleotide sequence except with 2-aminoadenosine (D) substituted for A and 2-thioT substituted for T at positions indicated within the hairpin structure.

The thermal melting profiles of the DNA and the UNA hairpins were obtained and are shown in Figures 16-18. The absorbance of nucleic acid samples were measured at

temperatures ranging from 20 degrees C to over 90 degrees C. Without limitations to theory, as duplex nucleic acids denature, the absorbance of the nucleic acid sample increases due to the exposure of the bases which absorb UV light (for a representative study, see Sheardy et al. "A thermodynamic investigation of the melting of B-Z junction forming DNA oligomers." *Biochemistry* 33(6):1385-91, Feb 15, 1994.) The first derivatives of the profiles from Figures 1-17 are provided in Figure 18. A table in Figure 19 summarizes the data and shows that the enzymatic incorporation of 2-aminoadenosine and 2-thioT into a nucleic acid molecules reduced the ability of the nucleic acid to form intramolecular hydrogen bond base pairs and thus decreased the thermal stability of the molecule by over 23 degrees C.

We claim:

1. A method of synthesizing nucleic acid molecules with reduced levels of cross hybridization, wherein at least one of the molecules synthesized is characterized by an ability to hybridize to at least one other nucleic acid molecule, comprising steps of:

- a) providing at least one nucleic acid template;
- b) providing nucleotide precursors sufficient to synthesize a nucleic acid molecule using the nucleic acid template, wherein said precursors include at least one pair of complementary precursors characterized by a reduced ability to form base pairs with each other, and further characterized by an ability to form at least one base pair with another nucleotide; and
- c) contacting the template and nucleotide precursors with an enzyme characterized by an ability to polymerize the precursors under conditions and for a time sufficient for synthesis of the nucleic acid molecule.

2. The method of claim 1, wherein the step of providing a template, the template is RNA, messenger RNA, DNA, genomic DNA, plasmid DNA or DNA reverse transcribed from RNA.

3. The method of claim 1, wherein the step of providing nucleotide precursors, the precursors contain A' and T' wherein A' and T' have a reduced ability to form a stable hydrogen-bonded base pair, wherein A' can form a stable base pair with T\* and wherein T' can form a stable base pair with A\*.

4. The method of claim 3, wherein A' is 2-aminoadenosine triphosphate, T' is 2-thiothymidine triphosphate, A\* is adenine and T\* is thymidine.

5. The method of claim 1, wherein the step of providing nucleotide precursors, the precursors contain G' and C' wherein G' and C' have a reduced ability to form a stable

hydrogen-bonded base pair, wherein G' can form a stable base pair with C\*, and wherein C' can form a stable base pair with G\*.

6. The method of claim 5, wherein G' is inosine triphosphate, C' is pyrrolo-pyrimidine triphosphate, G\* is guanosine and C\* is cytidine.

7. The method of claim 5, wherein G' is guanosine triphosphate, C' is 2-thioC triphosphate, G\* is inosine triphosphate and C\* is cytidine triphosphate.

8. The method of claim 1, wherein the step of providing nucleotide precursors, the precursors are selected from the group consisting of: 2-aminodeoxyadenosine 5'-triphosphate, 2-thiodeoxythymidine 5'-triphosphate, deoxyinosine 5'-triphosphate, deoxypyrrolopyrimidine 5'-triphosphate, 2-thiodeoxycytidine 5'-triphosphate, deoxyguanosine 5'-triphosphate, deoxycytidine 5'-triphosphate, deoxyadenosine 5'-triphosphate, deoxythymidine 5'-triphosphate, and combinations thereof.

9. The method of claim 1, wherein the step of contacting, the enzyme is selected from the group consisting of: RNA polymerase, DNA polymerase, reverse transcriptase, ribozyme, and self-replicating RNA molecule.

10. The method of claim 1, wherein the nucleic acid molecules with reduced levels of cross hybridization are used in a ligase assay, a polymerase extension assay, or a nucleic acid array assay.

11. The method of claim 1, wherein the step of providing nucleotide precursors comprises providing at least one nucleotide precursors having a purine analog and at least one nucleotide having a pyrimidine analog wherein the purine analog and the pyrimidine analog are not capable of forming a stable hydrogen bonded base pair, and wherein at least one of

the purine or pyrimidine analogs is capable of forming a stable hydrogen bonded base pair with another complementary analog or complementary natural base.

12. A method of producing nucleic acid molecules with a reduced levels of cross hybridization, wherein at least one of the molecules is characterized by an ability to hybridize to at least one other nucleic acid molecule, comprising steps of:

- a) providing a first nucleic acid template having a first sequence element;
- b) providing a second nucleic acid template having a second sequence element, wherein the second sequence element is substantially complementary to the first sequence element;
- c) providing nucleotide precursors sufficient to synthesize a first nucleic acid molecule using the first nucleic acid template and a second nucleic acid molecule using the second nucleic acid template, wherein said precursors include pairs of complementary precursors characterized by a reduced ability to form base pairs with each other, and further characterized by an ability to form at least one base pair with another nucleotide;
- d) contacting the first template and nucleotide precursors with an enzyme characterized by an ability to polymerize the precursors under conditions and for a time sufficient for synthesis of the first nucleic acid molecule; and
- e) contacting the second template and nucleotide precursors with an enzyme characterized by an ability to polymerize the precursors under conditions and for a time sufficient for synthesis of the second nucleic acid molecule, wherein at least one of the nucleic acid molecules synthesized is characterized by an ability to hybridize to a third nucleic acid molecule.

13. The method of claim 12, wherein the step of contacting the first template and nucleotide precursors and the step of contacting the second template and nucleotide precursors are performed simultaneously in one reaction.

14. The method of claim 12, wherein the step of providing a first template and wherein the step of providing a second template, the templates are selected from the group consisting of: RNA, messenger RNA, DNA, genomic DNA, plasmid DNA or DNA reverse transcribed from RNA.

15. The method of claim 12, wherein the step of providing nucleotide precursors, the precursors contain A' and T' wherein A' and T' have a reduced ability to form a stable hydrogen-bonded base pair with each other, wherein A' can form a stable base pair with T\* and wherein T' can form a stable base pair with A\*.

16. The method of claim 15, wherein A' is 2-aminoadenosine triphosphate, T' is 2-thiothymidine triphosphate, A\* is adenosine and T\* is thymidine.

17. The method of claim 12, wherein the step of providing nucleotide precursors, the precursors contain G' and C' wherein G' and C' have a reduced ability to form a stable hydrogen-bonded base pair, wherein G' can form a stable base pair with C\*, and wherein C' can form a stable base pair with G\*.

18. The method of claim 17, wherein G' is inosine triphosphate, C' is pyrrolo-pyrimidine triphosphate, G\* is guanosine and C\* is cytidine.

19. The method of claim 17, wherein G' is guanosine triphosphate, C' is 2-thioC triphosphate, G\* is inosine and C\* is cytidine.

20. The method of claim 12, wherein the step of providing nucleotide precursors, the precursors are selected from the group consisting of: 2-aminodeoxyadenosine 5'-triphosphate, 2-thiodeoxythymidine 5'-triphosphate, deoxyinosine 5'-triphosphate, deoxypyrrolopyrimidine 5'-triphosphate, 2-thiodeoxycytidine 5'-triphosphate, deoxyguanosine 5'-triphosphate,



deoxycytidine 5'-triphosphate, deoxyadenosine 5'-triphosphate, deoxythymidine 5'-triphosphate, and combinations thereof.

21. The method of claim 12, wherein the step of contacting, the enzyme is selected from the group consisting of: RNA polymerase, DNA polymerase, reverse transcriptase, ribozyme, and self-replicating RNA molecule.

22. The method of claim 12, wherein the nucleic acid molecules are used in a ligase assay, a polymerase extension assay, or a nucleic acid array assay.

23. The method of claim 12, wherein the step of providing nucleotide precursors comprises providing at least one nucleotide precursors having a purine analog and at least one nucleotide having a pyrimidine analog wherein said purine analog and said pyrimidine analog are not capable of forming a stable hydrogen bonded base pair, and wherein at least one of the purine or pyrimidine analogs is capable of forming a stable hydrogen bonded base pair with another complementary analog or complementary natural base.

24. A kit comprising nucleotide precursors including pairs of complementary precursors characterized by a reduced ability to form base pairs with each other, and further characterized by an ability to form at least one base pair with another nucleotide, the kit further comprising at least one enzyme capable of polymerizing the precursors into a polynucleotide molecule, and comprising reaction buffers.

25. The kit of claim 24 comprising an enzyme capable of polymerizing nucleotide precursors into a polynucleotide molecule, buffer solutions, and nucleotide precursors selected from the group consisting of: 2-aminodeoxyadenosine 5'-triphosphate, 2-thiodeoxythymidine 5'-triphosphate, deoxyinosine 5'-triphosphate, deoxypyrrlopyrimidine 5'-triphosphate, 2-thiodeoxycytidine 5'-triphosphate, deoxyguanosine 5'-triphosphate, deoxycytidine 5'-triphosphate, deoxyadenosine 5'-triphosphate, deoxythymidine 5'-

triphosphate.

26. The kit of claim 24, wherein the enzyme is selected from the group consisting of:  
RNA polymerase, DNA polymerase, reverse transcriptase, ribozyme, and self-replicating  
RNA molecule.

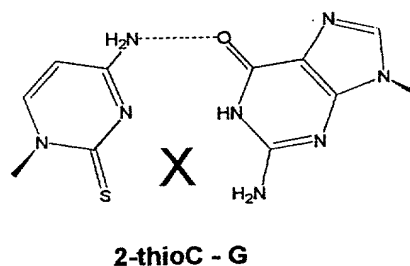
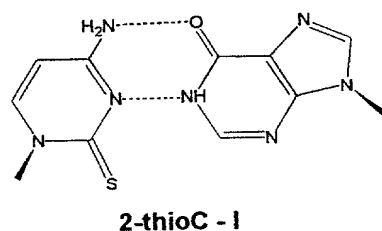
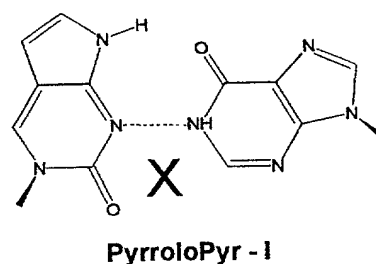
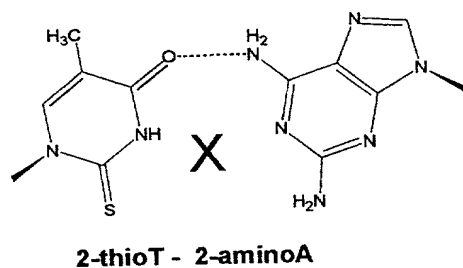
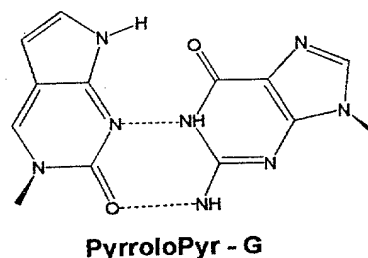
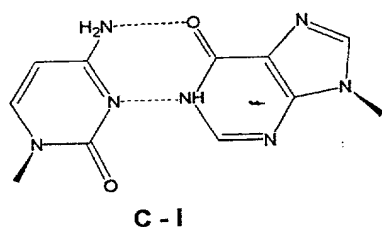
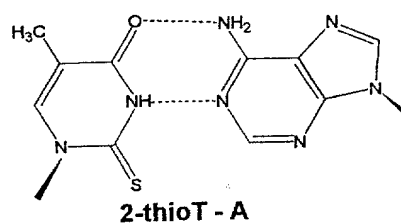
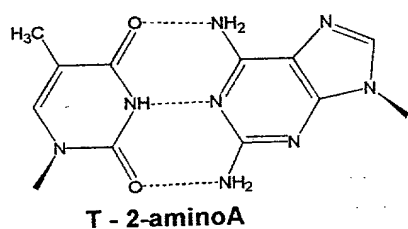
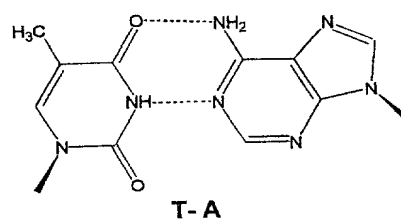
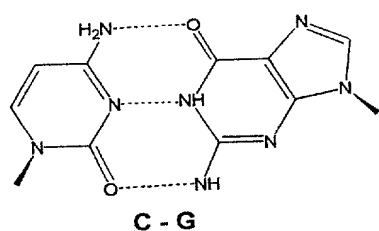
007620" 0E9E2960

### Abstract

The present invention provides a system for generating nucleic acid molecules having a reduced ability to hybridize to form intermolecular and intramolecular base pairs between regions of substantial complementarity as compared with nucleic acid molecules having the same nucleotide sequence containing naturally-occurring bases. Furthermore, nucleic acid molecules of the present invention are characterized by the ability to form intermolecular hydrogen bond base pairs with other nucleic acid molecules of choice.

007620 00000000

**Figure 1**

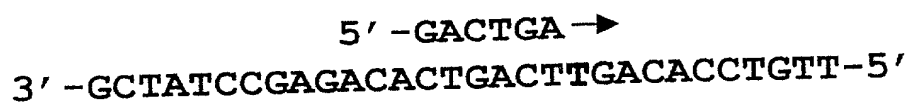


[illegible]

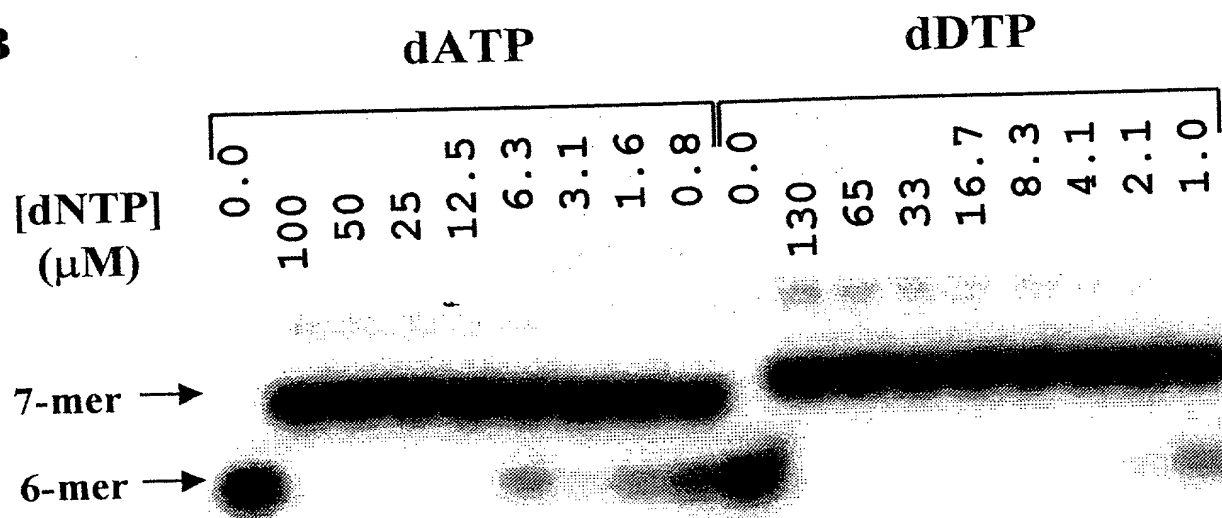
5' -CGATAGGCTCTG →  
3' -GCTATCCGAGACCTTGACTTGACACCTGTT-5'

**Figure 3**

**A**



**B**



**C**

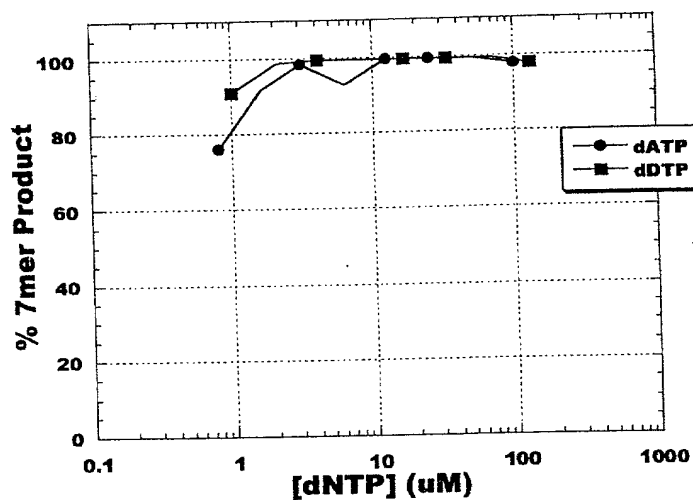
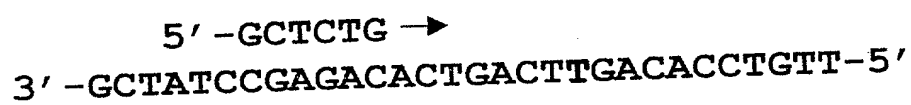
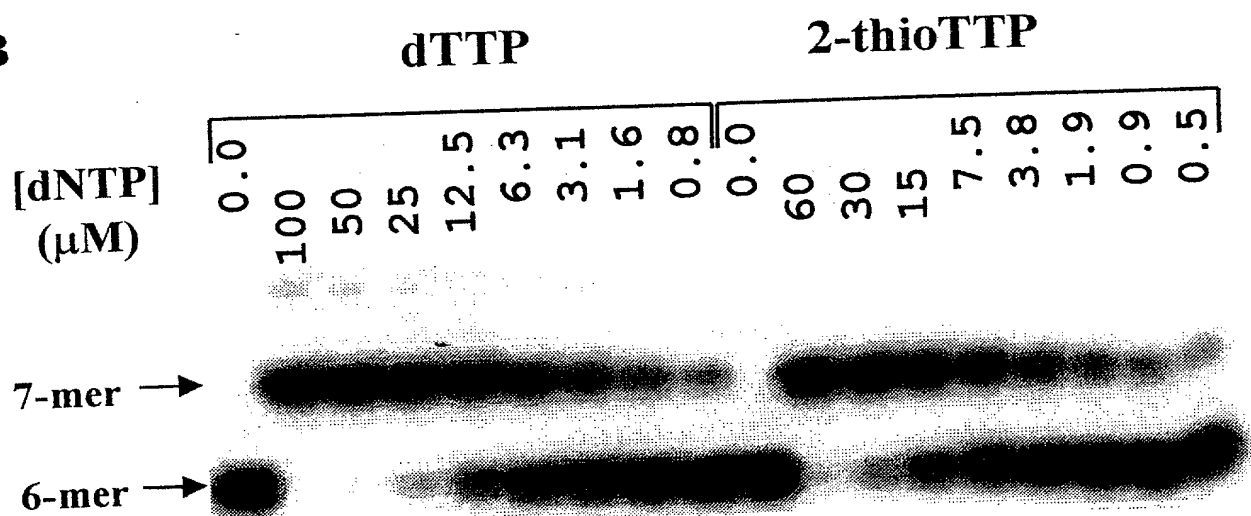


Figure 4

A



B



C

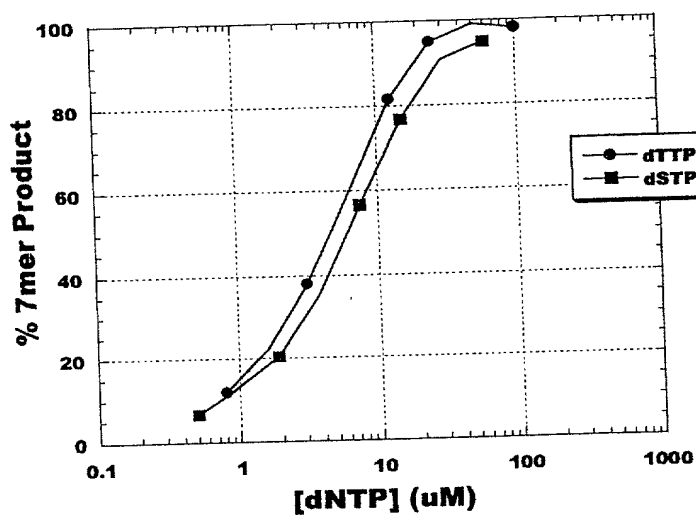
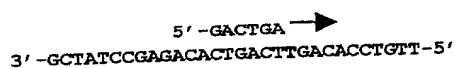


Figure 5

A

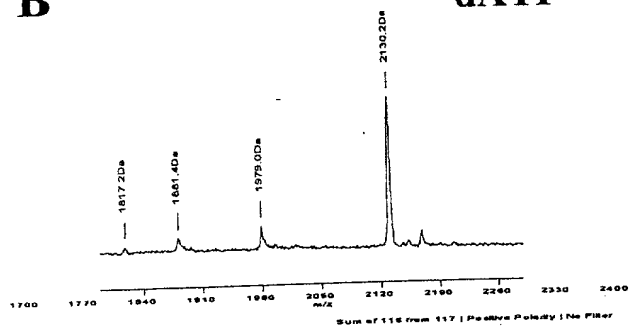


Sum of 155 from 158 | Positive Polarity | No Filter

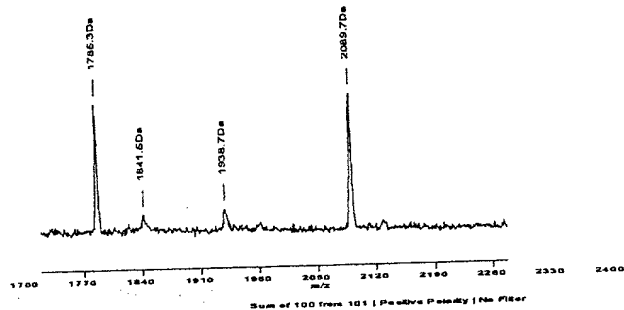
Sum of 143 from 146 | Positive Polarity | No Filter

B

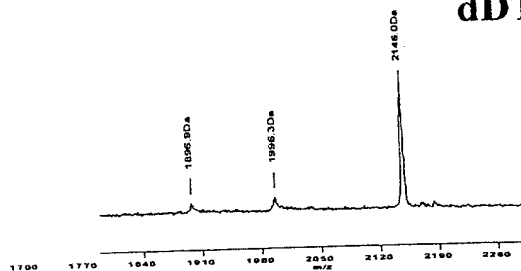
dATP



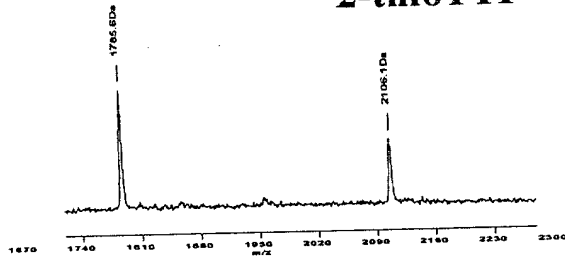
dTTP



dDTP



2-thioTTP

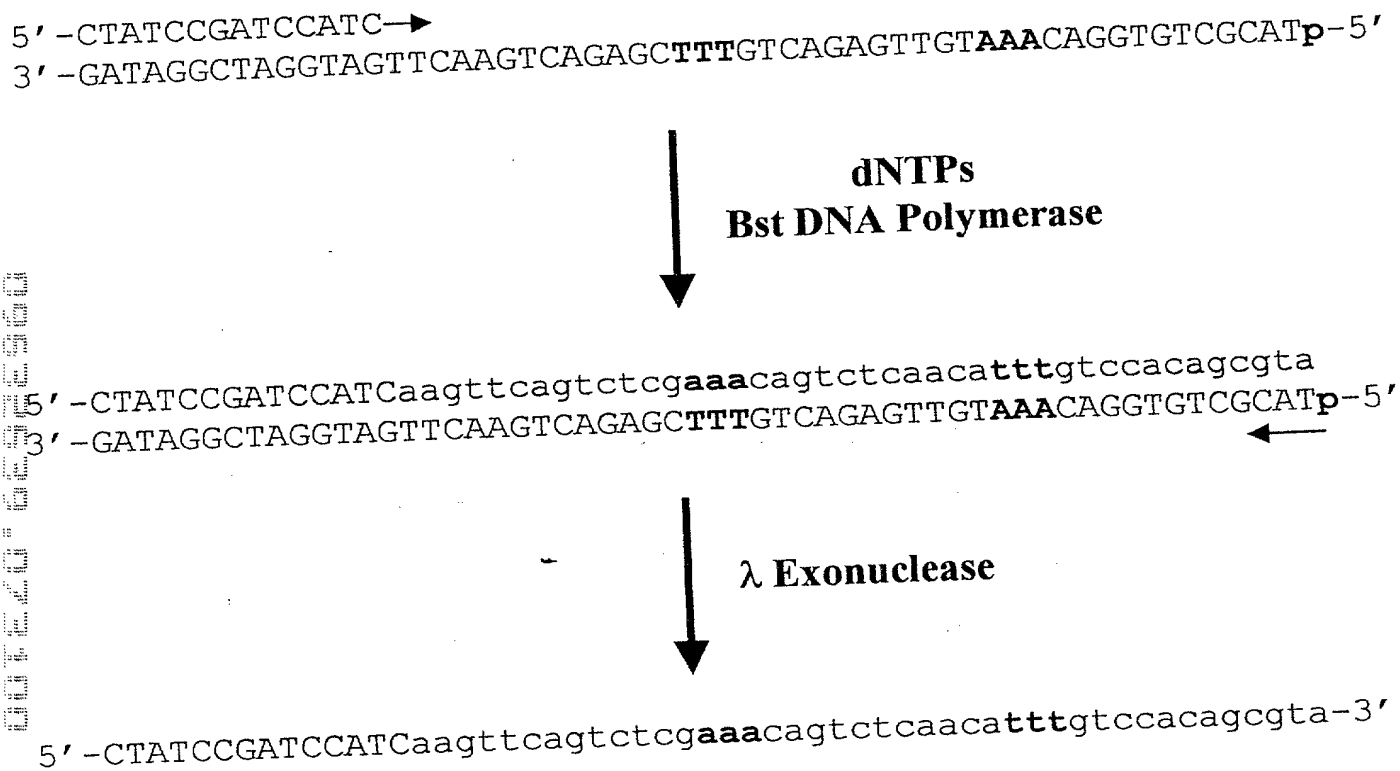


C

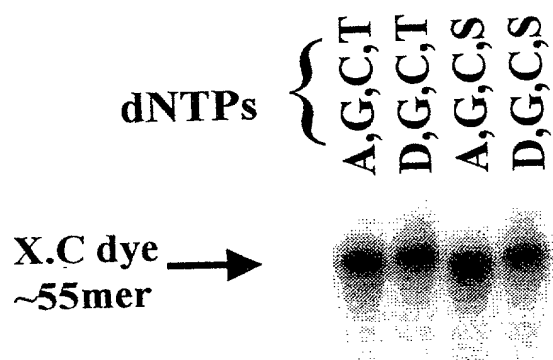
Extension Nucleotide	X-mer	Predicted m/z (Positive Ion)*	Measured m/z (Positive Ion)	Predicted Δ m/z	Measured Δ m/z
None	GACTGA	1816.3	nd	--	--
dATP	GACTGAA	2129.5	2130.2	+15.0	+15.8
dDTP	GACTGAD	2144.5	2146.0		
None	GCTCTG	1783.2	1785.4 ± 0.2	--	--
dTTP	GCTCTGT	2087.4	2089.7	+16.0	+16.4
d-2-thio-TTP	GCTCTGS	2103.4	2106.1		



Figure 6



**Figure 7**

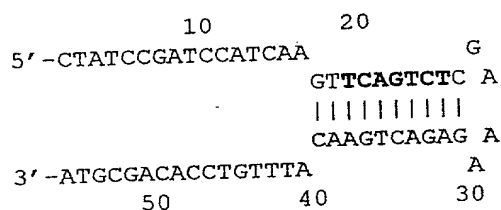


B.P dye →  
~12mer

# Figure 8

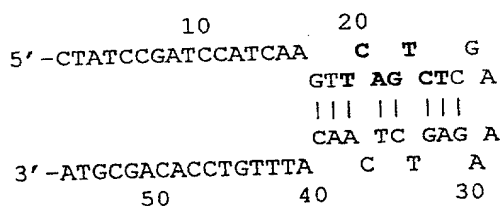
## HP21AT

$\Delta G^\circ = -12.3$  kcal/mole at 37 °C  
 $\Delta H^\circ = -82.5$  kcal/mole  
 $\Delta S^\circ = -226.3$  cal/(°K·mol)  
 $T_m = 91.4^\circ\text{C}$



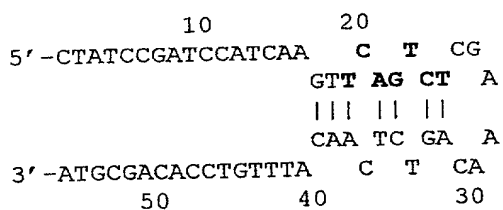
## HP26AT

$\Delta G^\circ = -3.8$  kcal/mole at 37 °C  
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 $\Delta S^\circ = -120.5$  cal/(°K·mol)  
 $T_m = 68.8^\circ\text{C}$

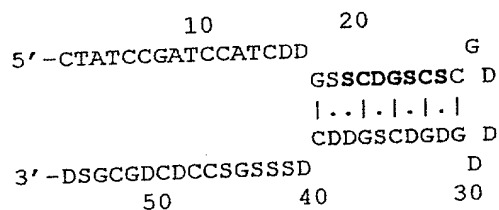


## HP28AT

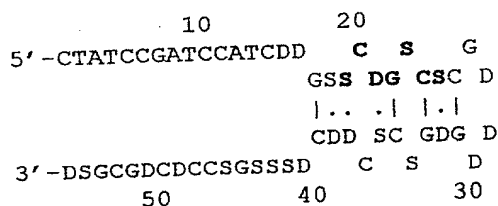
$\Delta G^\circ = 0.1$  kcal/mole at 37 °C  
 $\Delta H^\circ = -27.4$  kcal/mole  
 $\Delta S^\circ = -88.6$  cal/(°K·mol)  
 $T_m = 36.1^\circ\text{C}$



## HP21DS



## HP26DS



## HP28DS

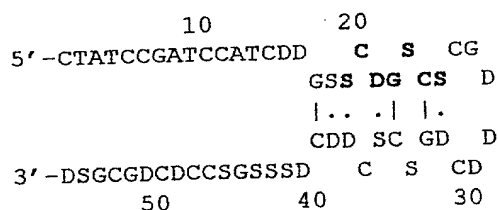


Figure 9

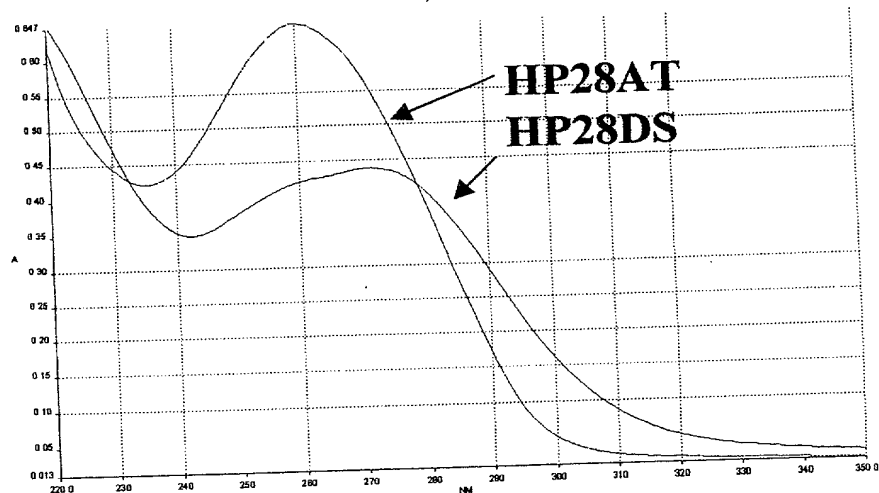
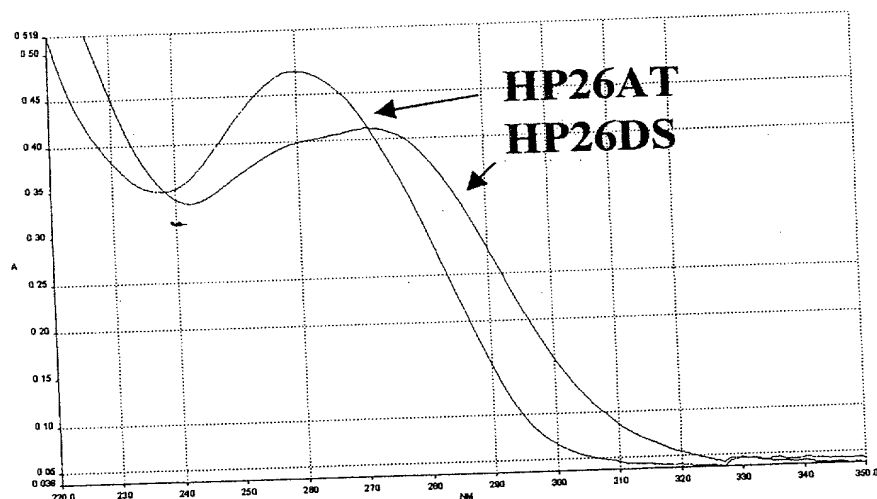
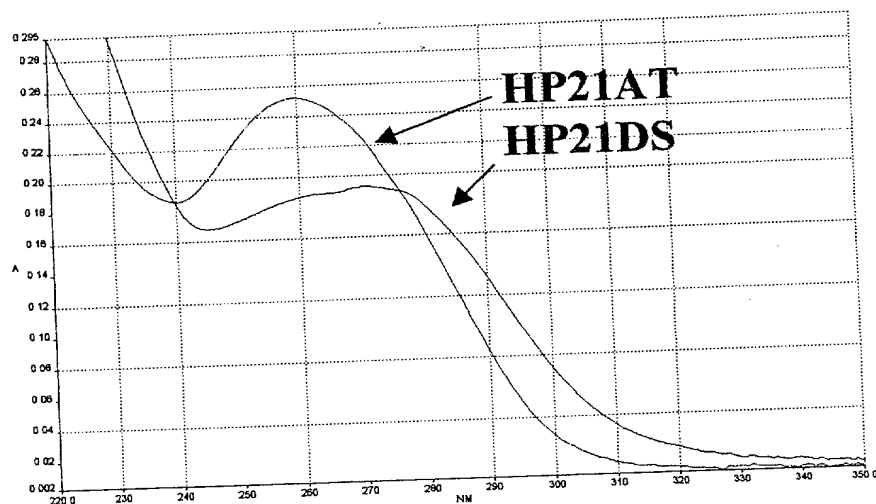
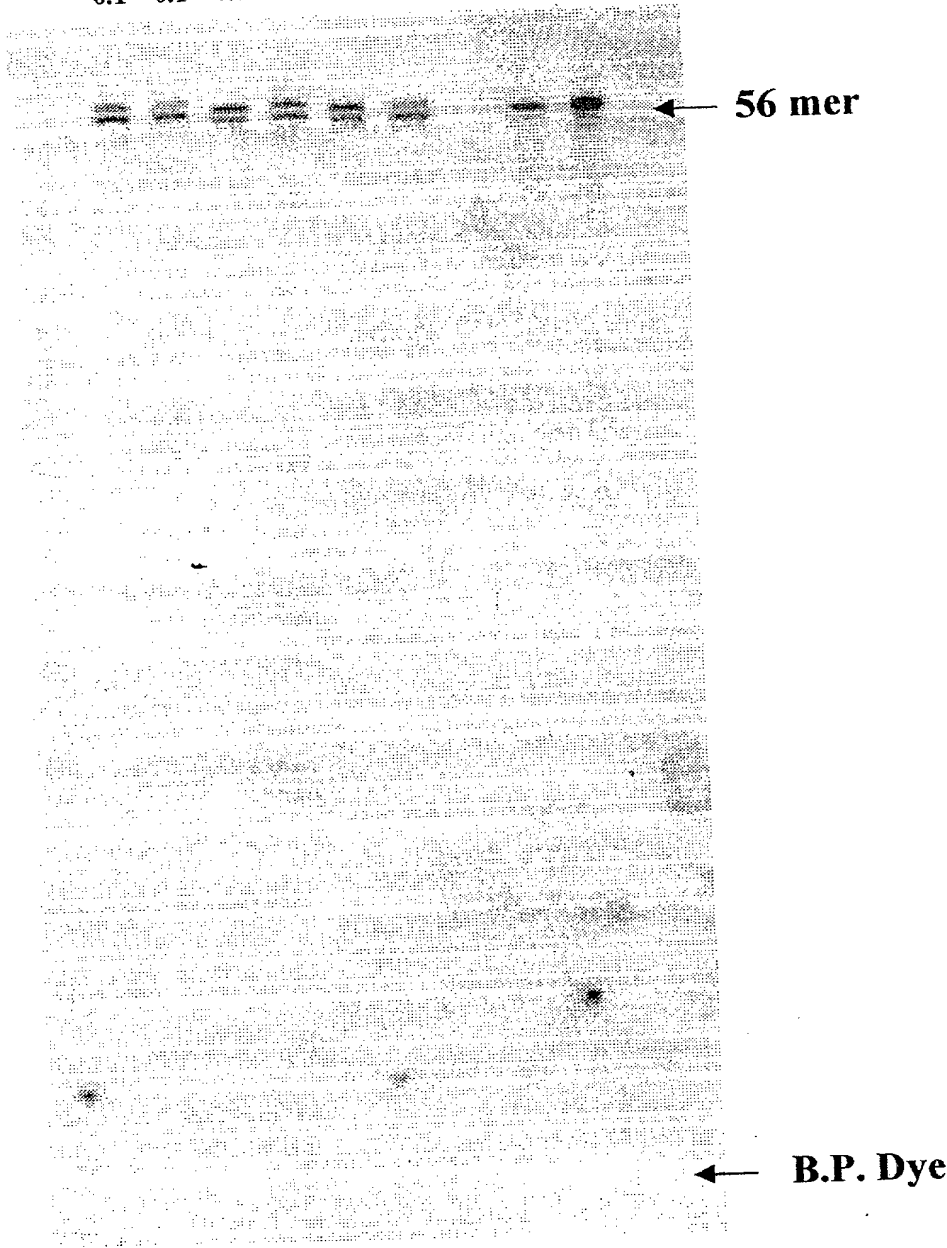


Figure 10

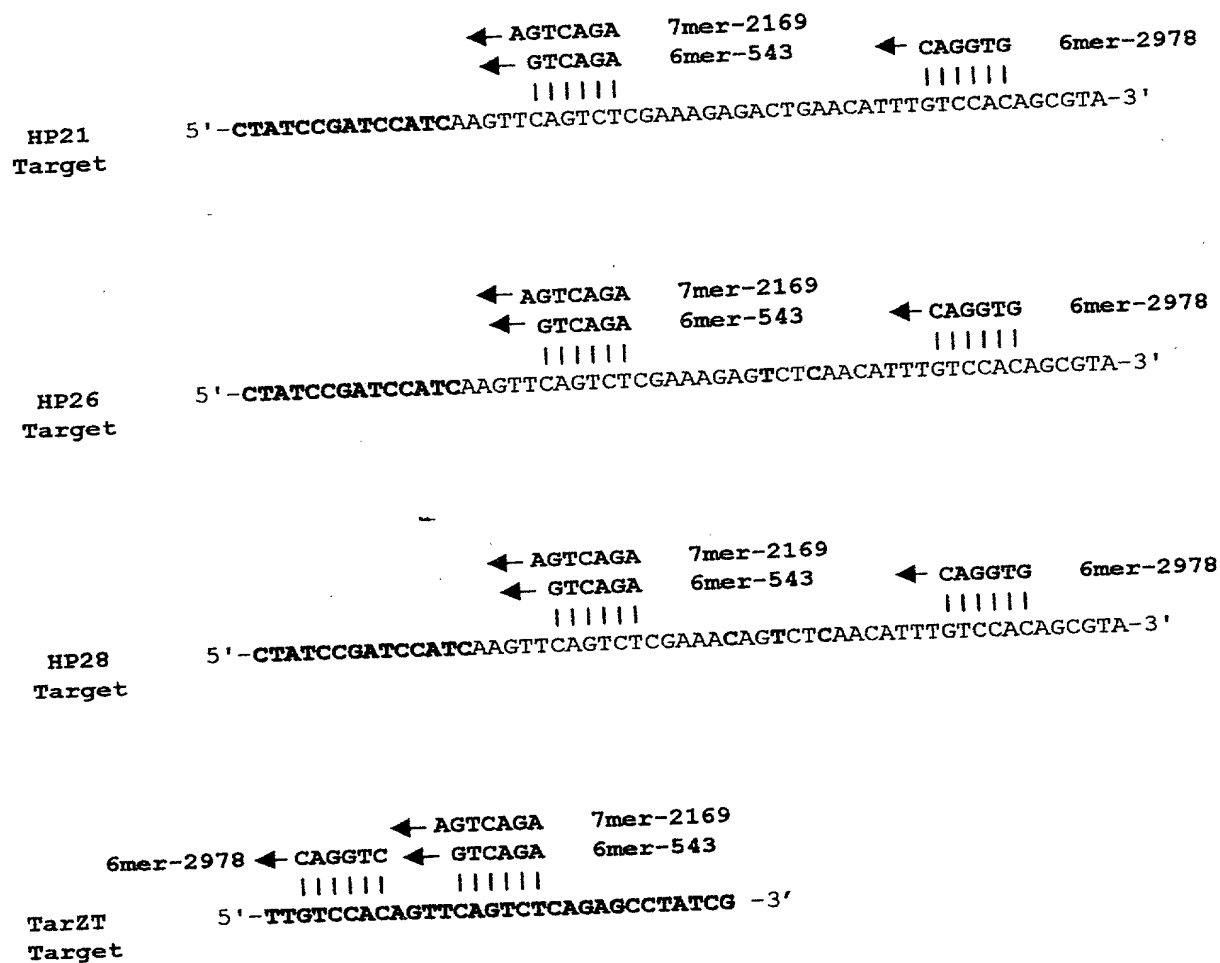
HP21		HP26		HP28		HP21		
A	T	D	S	A	T	D	S	Template DNA
0.1	0.1	0.1	0.1	0.1	0.1	0.1	0.1	0.2 (ug)



10% 7M Urea PAGE

007E20 0E92E960

# Figure 11



006339.07400

Figure 12

# 6-mer 543

Target	None			TARZT			HP21AT			HP21DS			HP26AT			HP26DS			HP28AT			HP28DS		
Time (hr)	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24

7-mer →

6-mer →

# 7-mer 2169

Target	None			TARZT			HP21AT			HP21DS			HP26AT			HP26DS			HP28AT			HP28DS		
Time (hr)	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24

8-mer →

7-mer →

# 6-mer 2978

Target	None			TARZT			HP21AT			HP21DS			HP26AT			HP26DS			HP28AT			HP28DS		
Time (hr)	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24	3	6	24

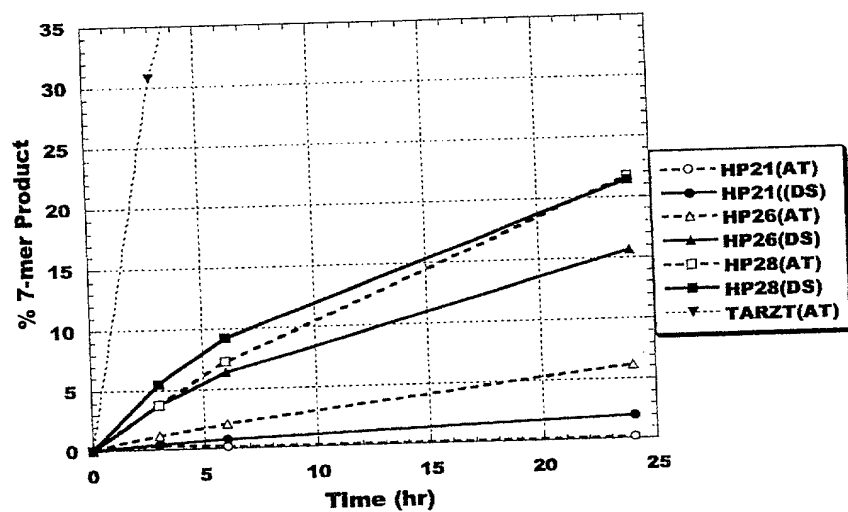
7-mer →

6-mer →

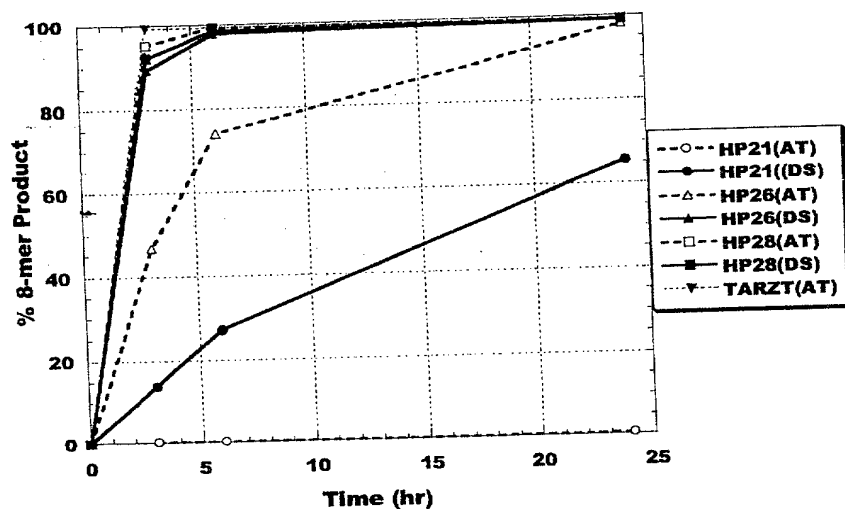
006639-073400

Figure 13

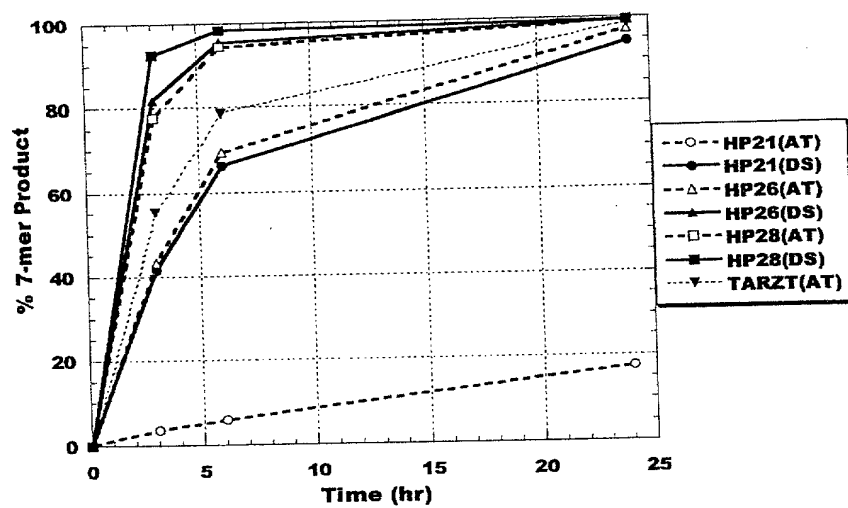
6mer-543



7mer-2169



6mer-2978





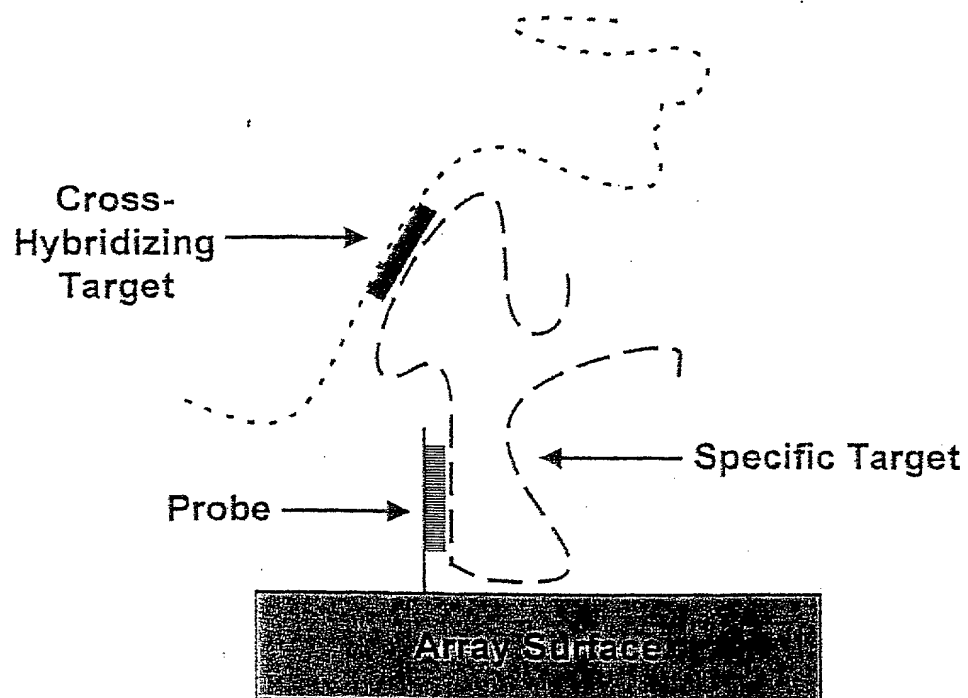


figure 14

007E20" 6E9E2960

Chemical &  
Biological  
Systems  
Department

# DNA Hairpin Structure (HP51)

## HP51 DNA

$G^\circ = -12.3$  kcal/mole at 37 °C

$H^\circ = -82.5$  kcal/mole

$S^\circ = -226.3$  cal/ (°K·mol)

$T_m = 91.3^\circ\text{C}$

## HP51 UNA

10 20  
CCGATCCATCAA

G

GTTTCAGTCTC A

|||||

CAAGTCAGAG A

-----CA^

A

30

10 20  
CCGATCCATCDD

G

GSSCDGSCSC D

| | | | |

CDDGSCDGDG D

-----CD^

D

30 Z

*in for  
Predicted*

Figure 15



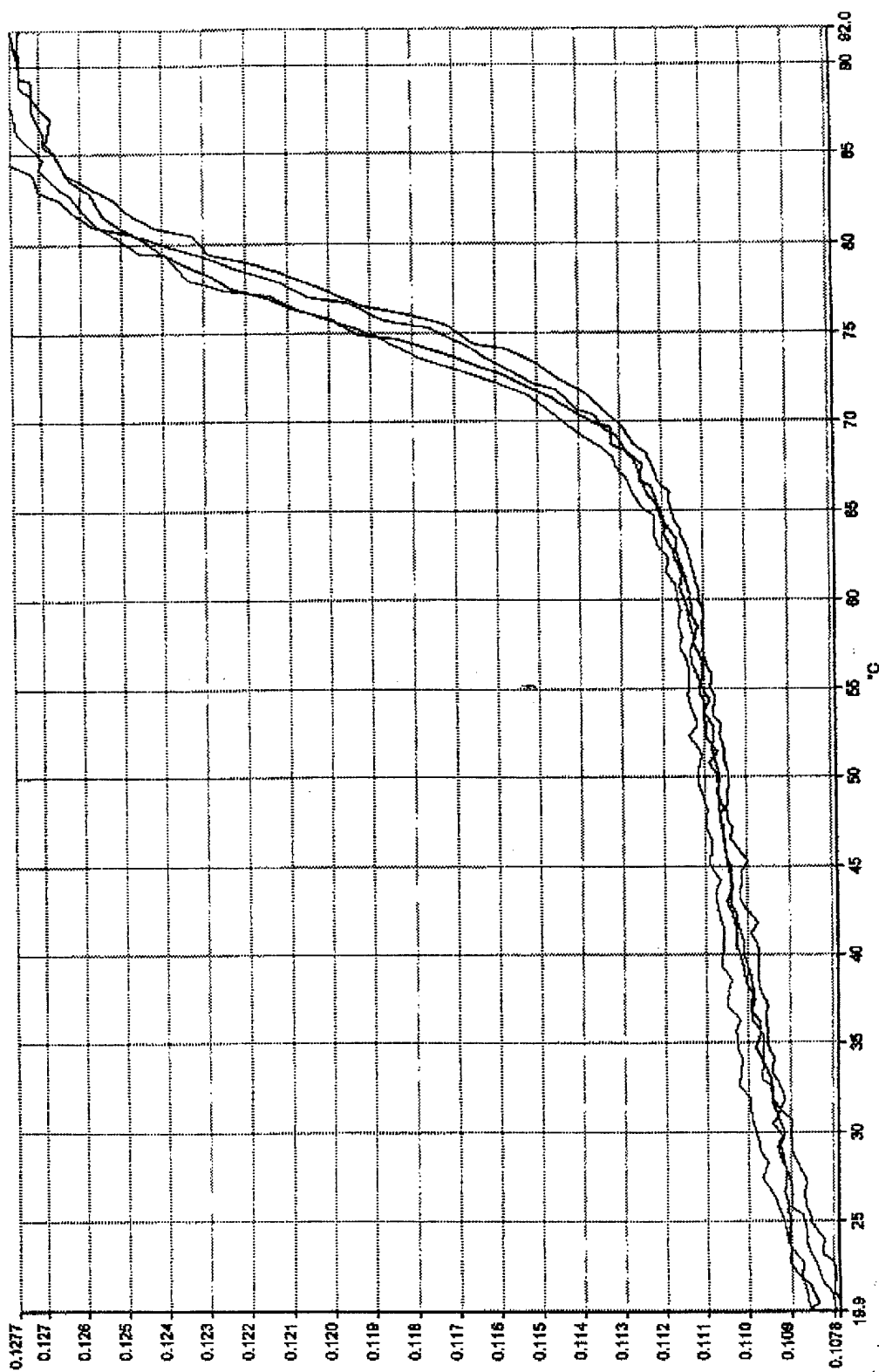
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Systems  
Department

# Thermal Melting Profile of DNA (3.3 $\mu$ M) in 1x SSPE



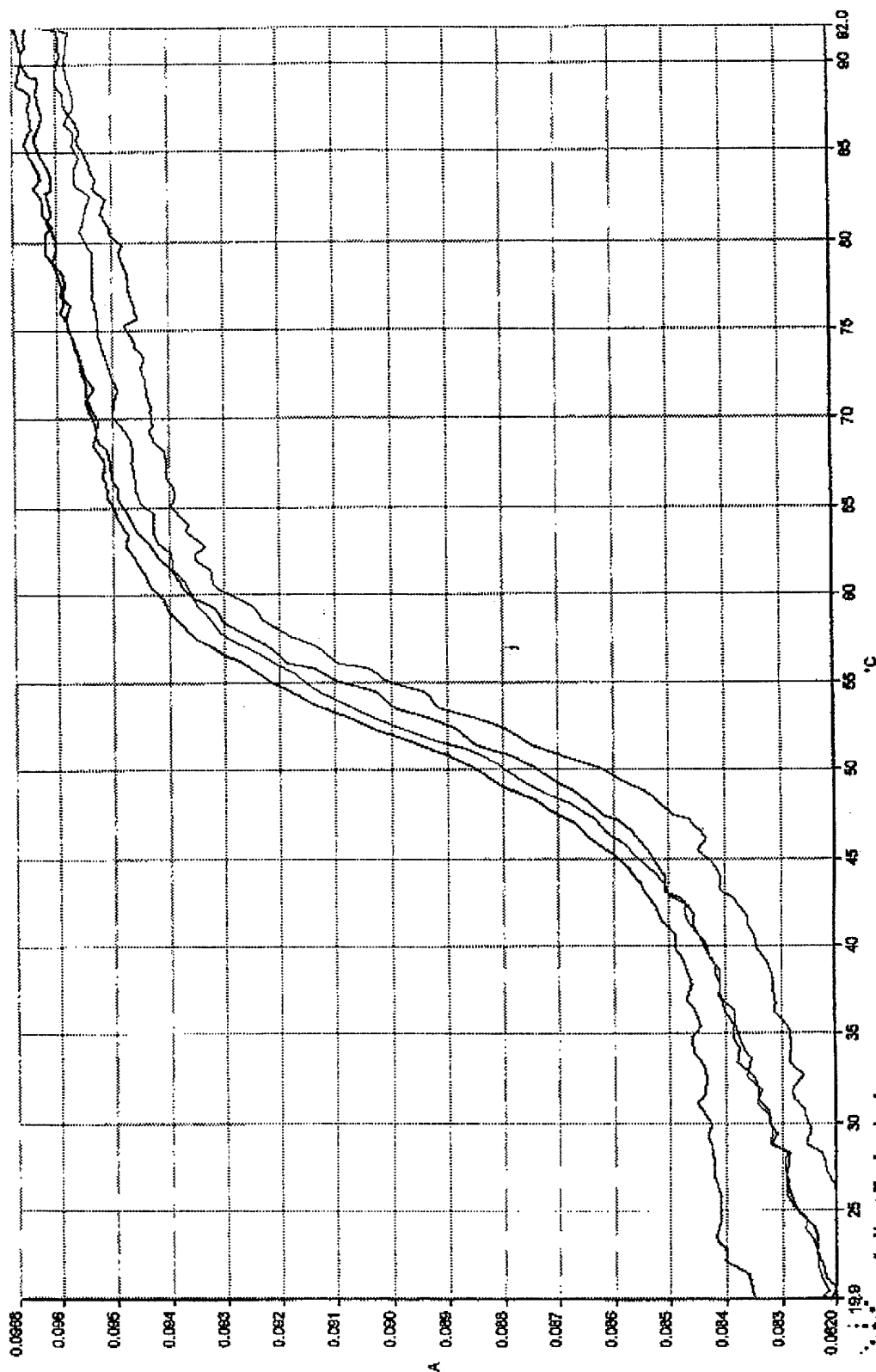
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Figure 16

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## Thermal Melting Profile of UNA (2.6 $\mu$ M) in 1x SSPE



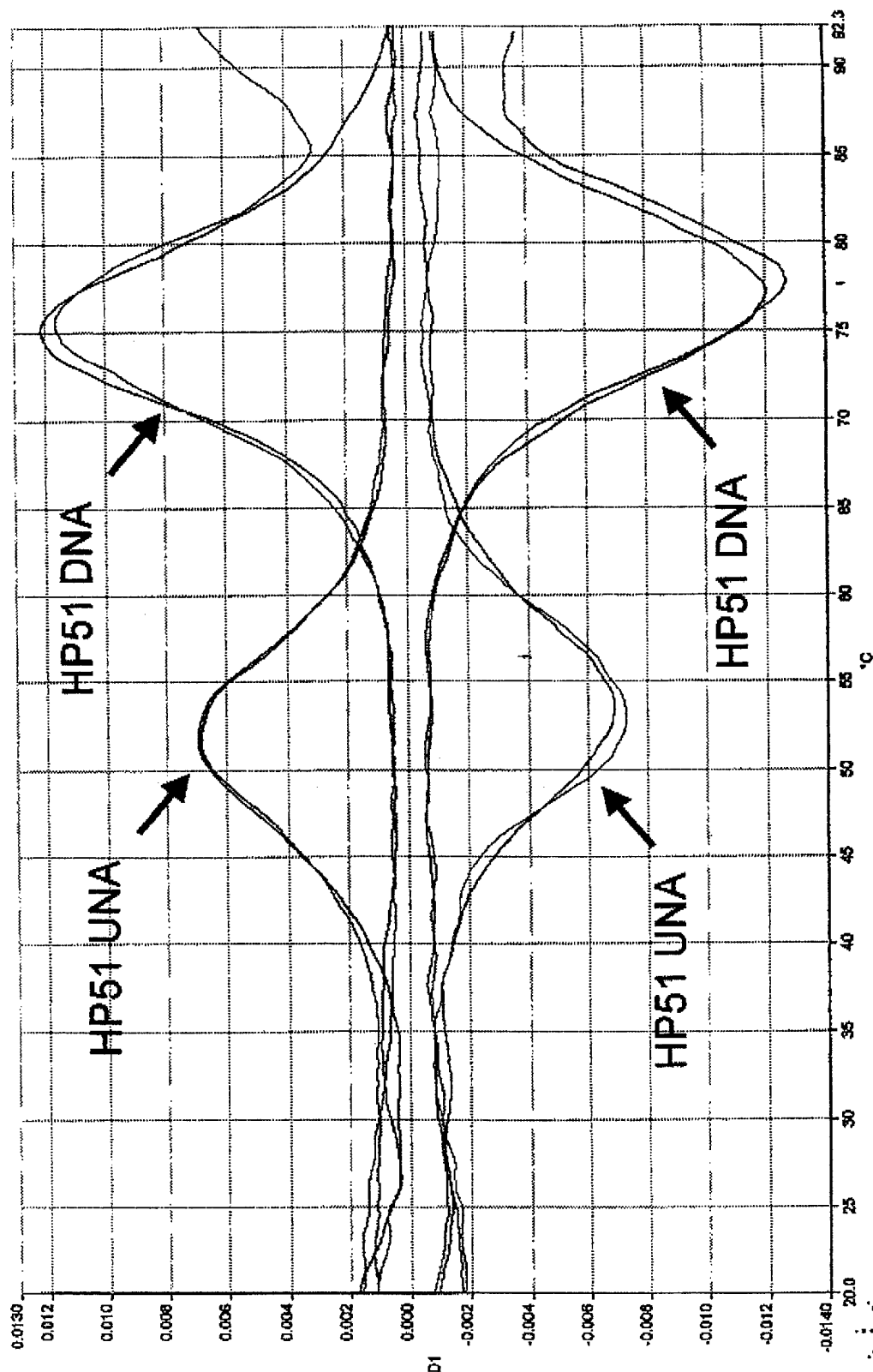
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Figure 17

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# HP51DNA & HP51UNA (~3 $\mu$ M) in 1x SSPE



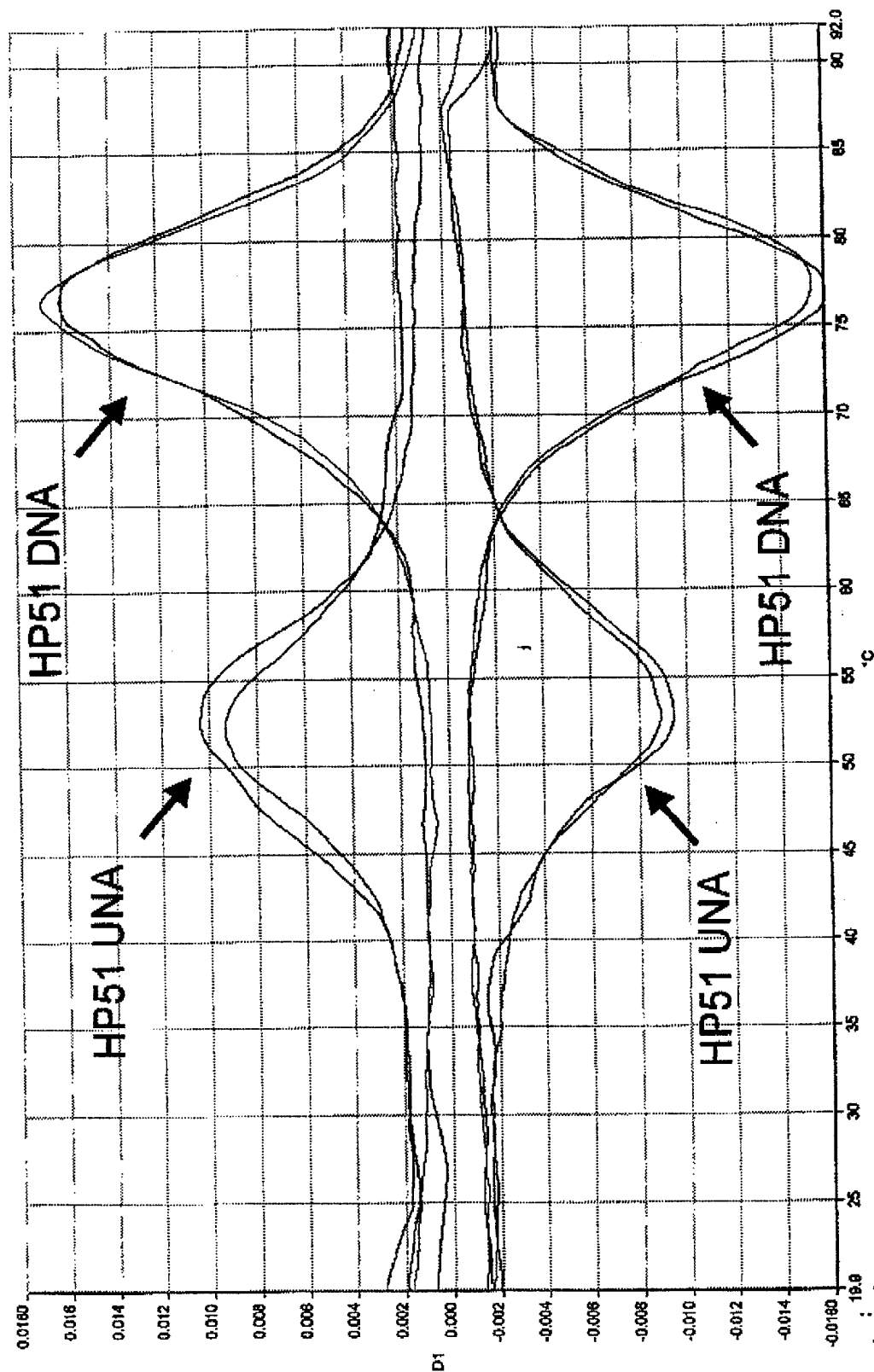
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figure 18a

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Systems  
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HP51DNA & HP51UNA (~0.45  $\mu$ M) in 1x SSPE



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Figure 18b

007E20" 6E9EE960

Chemical &  
Biological  
Systems  
Department

Sample	Ramp Up 1 Tm	Ramp Up 2 Tm	Ramp Dwn 1 Tm	Ramp Dwn 2 Tm	Average Tm
HP51	75.0 °C	75.5 °C	77.0 °C	78.0 °C	76.4 °C
DNA					
HP51	52.0 °C	52.0 °C	53.0 °C	54.0 °C	52.8 °C
UNA					
$\Delta Tm$	23.0 °C	23.5 °C	24.0 °C	24.0 °C	23.6 °C

figure 19



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**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

ATTORNEY DOCKET NO. HP10992786-1

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**Inhibition of Target-Mediated Cross Hybridization**

the specification of which is attached hereto unless the following box is checked:

( ) was filed on \_\_\_\_\_ as US Application Serial No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

**Foreign Application(s) and/or Claim of Foreign Priority**

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C. 119
			YES: _____ NO: _____
			YES: _____ NO: _____

**Provisional Application**

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE

**U. S. Priority Claim**

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS (patented/pending/abandoned)
09/358,141	July 20, 1999	pending

**POWER OF ATTORNEY:**

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Stanley C. Mah Reg. No. 46,189

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Elizabeth Nugent Reg. No. 43,839

Gordon Stewart Reg. No. 30,528

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Santa Clara, California 95052-8043

**Direct Telephone Calls To:**

Gordon Stewart Stanley Mah  
(650) 236-2386 (617) 248-5000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor: Jeffrey Sampson

Citizenship: USA

Residence: 1228 Drake Ave, Burlingame, CA 94010

Post Office Address: same as residence address

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_



**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION (continued)**

ATTORNEY DOCKET NO. HP10992786-1

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Residence: 531 Torwood Lane, Los Altos, CA 94022

Post Office Address: same as residential address

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 3 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 4 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 5 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 6 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

Full Name of # 7 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

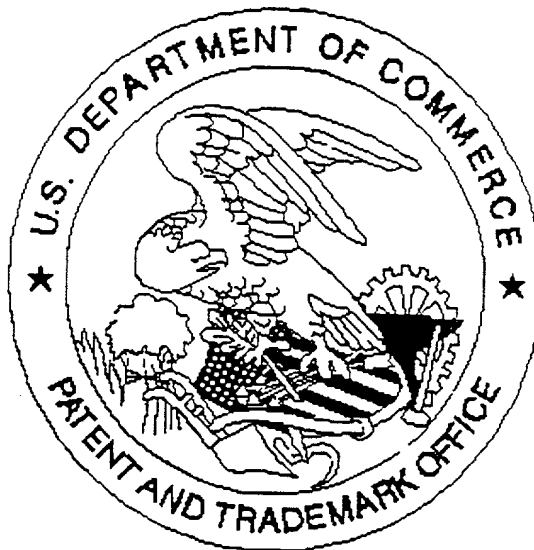
Full Name of # 8 joint inventor: \_\_\_\_\_ Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_ Date \_\_\_\_\_

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*Drawings*

006323-073400  
001220-6692960